

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Appeal from Lexington County
The Honorable R. Knox McMahon, Circuit Court Judge JUL 19 2019

SC Court of Appeals

Appellate Case No. 2018-000938

THE STATE,

RESPONDENT,

v.

WILLIAM HOWARD HEATH,

APPELLANT.

**MOTION FOR THIRD EXTENSION OF TIME WITHIN WHICH
TO SERVE AND FILE INITIAL BRIEF OF RESPONDENT
AND DESIGNATION OF MATTER**

Respondent ("the State"), through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to be served and filed on July 19, 2019, pursuant to a previous extension granted by the Court.

II.

Due to work required in other cases pending before this Court, I am unable to complete this Brief on time. I would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

III.

This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,
ALAN WILSON
Attorney General

WILLIAM F. SCHUMACHER, IV
Assistant Attorney General

By: 

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

I have reviewed and approved this extension request.

By: 

WILLIAM M. BLITCH, JR.
Senior Assistant Deputy Attorney General

July 19, 2019

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PROOF OF SERVICE

I, Shana Montgomery, certify that I have served the within Motion for Third Extension of Time Within Which to Serve and File Initial Brief of Respondent and Designation of Matter on Appellant by sending two copies of the same to: David Alexander, Esquire, South Carolina Commission of Indigent Defense, Office of Appellate Defense, P.O. Box 11589, Columbia, South Carolina 29211.

I further certify that all parties required by Rule to be served have been served this 19th day of July, 2019.



Shana Montgomery
Legal Assistant
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-0368



ALAN WILSON
ATTORNEY GENERAL

July 19, 2019

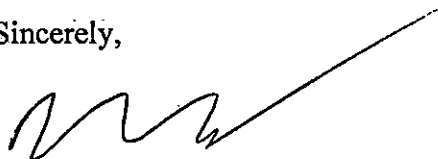
The Honorable Jenny A. Kitchings
Clerk of Court, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29201

RE: State v. William Howard Heath- Appellate Case No: 2018-000938

Dear Ms. Kitchings:

Enclosed please find the original and six copies of the Motion for Third Extension of Time Within Which to Serve and File Initial Brief of Respondent and Designation of Matter, along with proof of service, for filing in the above-referenced appeal.

Sincerely,


William F. Schumacher, IV
Assistant Attorney General
S.C. Bar No: 100231

WFS/
Enclosures

cc: David Alexander, Esquire
Victim Advocacy Division

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JUL 19 2019

SC Court of Appeals