

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Greenville County

Honorable Robin B. Stilwell, Circuit Court Judge

RECEIVED
FEB 20 2020
S.C. SUPREME COURT

ORIGINAL

STATE,

PETITIONER,

V.

BILLY LEMURCES TAYLOR,

RESPONDENT.

APPELLATE CASE NO. 2019-001345

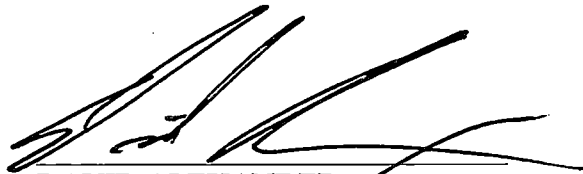
MOTION TO FILE OUT OF TIME

Counsel for Billy Lemurces Taylor petitions this Court to allow late filing of the Brief of Respondent in this case. In support of this petition respondent shows:

1. Due to a calendaring error, on February 14, 2020, Counsel for Respondent was forced to ask for a five (5) day extension to file the Brief of Respondent pursuant to the Order of the Supreme Court dated July 16, 2014. Counsel's staff calendared the new deadline for Monday, February 24.
2. This Court granted an extension until February 19, 2020. This office was closed for President's Day on February 17. Counsel was sick and out of the office on February 18. The entire office's computer systems and phones were down on February 19. Counsel was unaware that the Court had only granted the extension until February 19 until today, February 20. Counsel apologizes for this error.

3. The Brief of Respondent has been prepared and is being submitted along with this Motion. Counsel humbly asks this Court to accept the brief as filed pursuant to this Motion.
4. Counsel has conferred with opposing counsel Melody J. Brown, Esquire, who graciously consents to respondent's petition.

WHEREFORE, the undersigned counsel petitions the Court to allow late filing of the Brief of Respondent.



DAVID ALEXANDER
Appellate Defender
S.C. Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, SC 29211

ATTORNEY FOR RESPONDENT

This 20th day of February, 2020.

I consent.



Melody Brown, Esquire
Senior Assistant Deputy Attorney General
Rembert Dennis Building
1000 Assembly Street, Room 519
Columbia, SC 29201

ATTORNEY FOR PETITIONER

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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S.C. SUPREME COURT

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Honorable Robin B. Stillwell, Circuit Court Judge

THE STATE,

PETITIONER,

V.

BILLY LEMURCES TAYLOR,

RESPONDENT.

CERTIFICATE OF SERVICE


The undersigned attorney hereby certifies that a true copy of the Motion to Out of Time in the above referenced case has been served upon Melody J. Brown, Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, this 20th day of February, 2020.



DAVID ALEXANDER
Appellate Defender

ATTORNEY FOR RESPONDENT

SUBSCRIBED AND SWORN TO before me
this 20th day of February, 2020.

 (L.S.)
Notary Public for South Carolina
My Commission Expires: October 22, 2024.