

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to the Court of Appeals
Appeal From Laurens County
Hon. Donald B. Hocker, Circuit Court Judge
Appellate Case Tracking No. 2019-001584

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Jun 05 2020

S.C. SUPREME COURT

The State,

Respondent,

v.

Terrance Edward Stewart,

Petitioner.

**MOTION TO SERVE AND FILE
BRIEF OF RESPONDENT OUT OF TIME**

Respondent, through its undersigned counsel, would respectfully show as follows:

I.

The State's Brief of Respondent was due to be served and filed June 1, 2020.

II.

Due to my confusion regarding application of RE: Operation of the Appellate Courts During the Coronavirus Emergency (As Amended May 29, 2020): Order of the South Carolina Supreme Court dated March 20, 2020 and amended May 29, 2020, the State believed the due date for service and filing of the Brief of Respondent was extended for twenty days until June 22, 2020. Upon learning the due date for the Brief was not extended by the Order, the State sought to expeditiously complete the Brief.

III.


The Brief of Respondent is complete and is being served and filed contemporaneously with this Motion and the State asks this Court accept the Brief of Respondent as served and filed.

WHEREFORE, the State asks the Court hold this matter in abeyance until ruling on this Motion, allow the State to serve and file the Brief of Respondent out of time, accept the Brief of Respondent being served and filed contemporaneously with this Motion; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

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



William M. Blitch, Jr.
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

ATTORNEYS FOR RESPONDENT

June 5, 2020