

**STATE OF SOUTH CAROLINA**  
**In the Court of Appeals**  
**Appeal from Spartanburg County**  
**Honorable J. Derham Cole, Circuit Court Judge**

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**Appellate Case No. 2019-001296**

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**State of South Carolina,**

**Respondent,**

**v.**

**Carl Ray Fraley,**

**Appellant.**

**RECEIVED**

**Jun 04 2020**

**SC Court of Appeals**

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**CONSENT MOTION FOR EXTENSION OF TIME  
WITHIN WHICH TO SERVE AND FILE THE  
RECORD ON APPEAL**

The Appellant, Carl Ray Fraley, through his undersigned counsel, Attorneys Richard W. Vieth and Stanley T. Case of Spartanburg, SC, with the consent of Attorney Mark R. Farthing, Senior Assistant Attorney General, respectfully files this Motion to extend the time for the service and filing of the Record on Appeal until Thursday, July 2, 2020.

This extension is requested based upon consultation of counsel and agreements reached during the National and State Emergency related to the Covid 19 Pandemic and the Orders of the Governor and State authorities related thereto. The parties had heretofore agreed in April, following the filing of Respondent's Brief, to jointly request an

extension of time until the end of May to allow the Appellant's counsel to review the record and file a reply brief if desired.

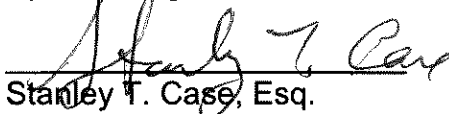
Appellant's counsel have determined, based upon review of the briefs, which have been filed and the record proposed by the parties, that a reply brief will not be filed and the parties have agreed that the record on appeal should appropriately be served and filed on July 2, 2020.

Accordingly, this Consent Motion is being filed with a request that the Court issue its Order, based upon good cause shown, that the time for serving and filing the record on appeal, as contemplated by Rule 210 of the South Carolina Appellate Court Rules, is extended until July 2, 2020.

Respectfully submitted,



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Stanley T. Case, Esq.  
Butler, Means, Evins & Browne, P.A.  
P.O. Box 451  
Spartanburg, SC 29304

Attorneys for Appellant

I CONSENT:

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Senior Assistant to the Attorney General  
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Columbia, SC 11549

Attorney for the State

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June 3, 2020

**Via e-mail: [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)**

The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

**RECEIVED**

**Jun 04 2020**

**SC Court of Appeals**

Re: Appellate Case No. 2019-001296  
Carl Ray Fraley, Jr. v. State of South Carolina

Dear Ms. Kitchings:

Please find enclosed a Consent Motion for Extension of Time within which to serve and file the Record on Appeal regarding the above case.

Also enclosed are copies of these documents to be clocked and returned to my office, along with the Court's Order. If you need anything further, please do not hesitate to call me.

Thank you for your kind assistance.

Very truly yours,

**BUTLER, MEANS, EVINS & BROWNE, P.A.**

*/s/*  
Stanley T. Case

STC/mw  
Enclosures  
cc: Mark R. Farthing, Esq.

P.S. I have spoken to Mark Farthing about his signature on the Consent to the Motion. Mark has indicated that he will e-mail to you a confirmation of his consent or make arrangements to send an original consent to you if it is required.