

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**

**Jun 18 2020**

**SC Court of Appeals**

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Appeal from Spartanburg County  
Honorable Roger L. Couch, Circuit Court Judge  
Appellate Case Tracking No. 2018-001909

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The State,

Respondent,

vs.

Dana L. Morton,

Appellant.

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**MOTION TO SERVE AND FILE INITIAL BRIEF OF RESPONDENT  
AND DESIGNATION OF MATTER OUT OF TIME**

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

I.

The Initial Brief of Respondent and Designation of Matter were due to be served and filed yesterday, June 17, 2018.

II.

The undersigned believed he would complete the Initial Brief of Respondent and Designation of Matter prior to leaving yesterday. However, I was unable to complete the brief. The Initial Brief and Designation of Matter are being served and filed contemporaneously with this motion. As a result, the undersigned does not believe Appellant has suffered any prejudice as the undersigned could have obtained an additional extension.

III.

This request is not intended for purposes of delay, but rather allowed the undersigned to ensure that the Brief is properly researched and to respond to the issues raised by Appellant in his Initial Brief.

WHEREFORE, Respondent prays that the Court accept service and filing of the Initial Brief of Respondent and Designation of Matter out of time; 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

By: 

William M. Blitch, Jr.  
S.C. Bar No: 15608  
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Post Office Box 11549  
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(803) 734-3727

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**PROOF OF SERVICE**

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I, Anne Mueller, certify that I have served the Motion to Serve and File Initial Brief of Respondent and Designation of Matter Out of Time on Appellant by email to E. Charles Grose, Jr., at the email address provided in AIS.

I further certify that all parties required by Rule to be served have been served.

This 18<sup>th</sup> day of June, 2020.



ANNE A. MUELLER  
Office of Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-3727

**From:** Anne Mueller  
**To:** [charles@groselawfirm.com](mailto:charles@groselawfirm.com)  
**Cc:** [William Blitch \(wblitch@scag.gov\)](mailto:wblitch@scag.gov); [Caroline Collins](#); [Victim Services](#)  
**Subject:** Corrected email: State v. Dana L. Morton, Appellate Case No. 2018-001909  
**Date:** Thursday, June 18, 2020 11:52:00 AM  
**Attachments:** [Morton Dana - Cover letter for IBOR and Motion To Serve And File Out Of Time \(02304090xD2C78\).pdf](#)  
[Morton Dana - Motion To Serve And File IBOR-DOM Out Of Time \(02304099xD2C78\).pdf](#)  
[Morton Dana - Initial Brief Of Respondent And Designation Of Matter \(02304095xD2C78\).pdf](#)  
[image003.jpg](#)

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This email corrects the previous email sent without attachments.

Dear Mr. Grose:

Attached to this email are the State's Initial Brief Of Respondent and Designation Of Matter, Motion To Serve And File Out Of Time, and our cover letter. The brief and motion will be filed with the Court of Appeals later today using the AIS One Drive system.

Please confirm your receipt of this email and the attachments by return email.

Thank you.

Anne Mueller  
Legal Assistant



*Anne A. Mueller*  
Legal Assistant  
Criminal Appeals Division  
Office of the Attorney General  
(803) 734-3922

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