

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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**RECEIVED**  
**Aug 31 2020**  
SC Court of Appeals

Appeal from Beaufort County  
Honorable Marvin H. Dukes, III, Master in Equity and Special Circuit Court  
Appellate Case Tracking No. 2018-002225

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Joseph C. Sun,

Appellant,

v.

The State,

Respondent.

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**MOTION OUT OF TIME FOR EXTENSION  
TO SERVE AND FILE INITIAL BRIEF OF RESPONDENT**

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

I.

The State's Initial Brief of Respondent and Designation of Matter were due to the Court, August 12, 2020. The undersigned failed to note the new deadline for filing the Brief that was included in the cover letter that accompanied the Court's order granting Appellant's Motion to Amend the Notice of Appeal. The State asks this Court to accept and consider this Motion out of time.

II.

Due to work required in other direct appeals pending before this Court and the South Carolina Supreme Court, I am unable to complete the 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. This is the State's first extension request.

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 M. BLITCH, JR.  
Senior Assistant Deputy Attorney General

By: 

William M. Blich, Jr.  
S.C. Bar No: 15608

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Post Office Box 11549  
Columbia, South Carolina 29211  
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ATTORNEYS FOR RESPONDENT

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**PROOF OF SERVICE**

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I, Caroline Collins, certify that I have served Motion Out of Time for Extension to Serve and File Initial Brief of Respondent on Appellant by depositing a copy of the same for delivery addressed to:

Joseph C. Sun  
Post Office Box 2543  
Bluffton, South Carolina 29910

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

This 31<sup>st</sup> day of August, 2020.



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Caroline Collins  
Administrative Coordinator  
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Post Office Box 11549  
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