

STATE OF SOUTH CAROLINA
In The Supreme Court

RECEIVED

Apr 13 2021

CERTIORARI TO COLLETON COUNTY
Court Of Common Pleas

SC Court of Appeals

The Honorable William H. Seals, Circuit Court Judge

Appellate Case No.: 2018-000464

Jerome Campbell,

Petitioner,

v.

State of South Carolina,

Respondent.

**MOTION TO RELAX RULE 243(g), SCACR, AND
FILE RESPONDENT'S THIRD EXTENSION REQUEST OUT OF TIME**

COMES NOW, Respondent, above named, by and through the undersigned counsel, making its Petition to Relax Rule 243(g) and Request for Extension, and would show unto this Court:

I.

Respondent's Brief of Respondent in the above-captioned matter was due to be filed and served on April 8, 2021. However, Respondent's extension request was not filed due to an oversight. Respondent therefore requests that the rules be relaxed in order to file a thirty day extension in which to prepare and submit its Brief of Respondent. This extension request is not

intended for the purpose of delay, but rather, is necessitated by my heavy workload. See Rule 263(b), SCACR (“The time prescribed by these Rules for performing any act except the time for serving the notice of appeal under Rule 203 and 243 may be extended or shortened by the appellate court, or by any judge or justice thereof.”). This is Respondent’s first extension request in this case.

The undersigned counsel apologizes for any inconvenience this request has caused to the Court and to Petitioner and does not believe this request will result in any prejudice to Petitioner should it be granted.

II.

WHEREFORE, Respondent respectfully asks that this Court relax the requirements of Rule 243(g), SCACR; permit Respondent to file a request for a thirty-day extension out of time; and for such other and further relief as the Court may deem just and proper.

Signature Block Below

Respectfully submitted,

ALAN WILSON
Attorney General

s/ Benjamin Limbaugh
BENJAMIN H. LIMBAUGH
Assistant Attorney General
S.C. Bar # 103334

P.O. Box 11549
Columbia, S.C. 29211
(803) 734-3737

ATTORNEYS FOR RESPONDENT

In compliance with: *In Re: Extensions in Criminal and Post-Conviction Relief Cases*, (S.C. Sup. Ct. Order dated March 18, 2009) (Davis Adv. Sh. No. 13 at 1).

April 12, 2021

April 13, 2021

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED
Apr 13 2021
SC Court of Appeals

RE: **Jerome Campbell v. State of South Carolina**
Appellate Case No.: 2018-000464

Dear Mr. Shearouse:

Enclosed please find Respondent's Motion to Relax Rule 243(g), SCACR, and First Extension Request Out Of Time, in the above matter for filing in your office. By copy of this letter I am serving opposing counsel with this motion today.

Sincerely,

s/ Benjamin Limbaugh
Benjamin H. Limbaugh
Assistant Attorney General

BHL/kw
Enclosures

cc: C. Rauch Wise, Esquire (w/enclosure)