

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Oconee County
Honorable Alexander S. Macaulay, Circuit Court Judge
Appellate Case Tracking No. 2012-213018

The State,

Appellant,

vs.

Bailey Taylor,

Respondent.

**MOTION OUT OF TIME FOR EXTENSION
TO SERVE AND FILE RECORD ON APPEAL**

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

I.

The Record on Appeal was due to be served and filed on February 27, 2013. However, due to the failure of the undersigned to calendar the due date, it was not completed in time. The undersigned asks this Court to accept this Motion for an Extension out of time.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the Appellant moves for a first extension in the above referenced appeal to serve and file the Record on Appeal.

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SC Court of Appeals

III.


This extension request is not intended for purposes of delay, but rather to ensure the Record on Appeal is properly compiled and prepared. The Record will be completed in a timely manner. I would, therefore, request a first extension of time within which to serve and file the Record on Appeal.

WHEREFORE, Appellant prays that the Court hold this matter in abeyance until ruling on this motion, allow this motion be served and filed out of time, and extend the deadline for the service and filing of the Record on Appeal in this case for thirty (30) days from the date such relief is granted; 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.
Assistant Attorney General



WILLIAM M. BLITCH, JR.
Assistant Attorney General
S.C. Bar No. 15608

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ATTORNEYS FOR APPELLANT

April 8, 2013

STATE OF SOUTH CAROLINA

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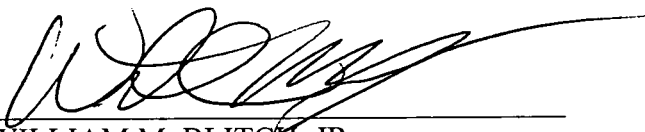
PROOF OF SERVICE

I, William M. Blitch, Jr., certify that I have served the Motion Out of Time to Serve and File The Record on Appeal on Respondent by depositing a copy of same in the United States mail, postage prepaid, addressed to:

Travis Newton, Esquire
210 N. McDuffie Street, Suite LL1
Anderson, South Carolina 29621

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

This 8th day of April, 2013.



WILLIAM M. BLITCH, JR.
Office of Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

April 8, 2013

VIA HAND DELIVERY

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

Re: State v. Bailey Taylor

Dear Ms. Kitchings:

Enclosed please find the original and six (6) copies of a Motion Out of Time to Serve and File Record on Appeal along with proof of service for filing in the above-referenced appeal.

Sincerely,

William M. Blich, Jr.
Assistant Attorney General

Enclosures

cc: Travis Newton, Esquire
Victim Services

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SC Court of Appeals