

STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM HORRY COUNTY  
Court of General Sessions

Steven John, Presiding Judge

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Case No. 06-GS-26-2998

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STATE OF SOUTH CAROLINA,

RESPONDENT,

v.

LARRY CHESTNUT,

APPELLANT.

**RECEIVED**  
APR 09 2013  
SC Court of Appeals

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**MOTION TO HOLD TIME LIMITS IN ABEYANCE**

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**THIS MATTER** comes before the Court by way of an appeal from a criminal conviction. On March 13, 2013, undersigned counsel received a copy of the trial transcript from the court reporter in this matter. Undersigned counsel subsequently notified this Court of the receipt of the transcript and requested that his time limits to file the Initial Brief of Appellant and Designation of Matter run from that date. Upon undersigned counsel's review of that transcript, however, undersigned counsel discovered that the transcript does not contain any portion of the jury selection process. Undersigned counsel has contacted the court reporter in this matter and has confirmed that the jury selection process was recorded, but has not yet been transcribed.

Inasmuch as potential appellate issues may have arisen out of the jury selection process, the Appellant believes that this portion of the transcript must be ordered and obtained before the Initial Brief and Designation of Matter are filed. Accordingly, the Appellant respectfully moves this Honorable Court to hold the time limits to file these documents in abeyance until the jury selection transcript has been received by undersigned counsel. Undersigned counsel is requesting a copy of this portion of the transcript on today's date.

WHEREFORE, having set forth his grounds, the Petitioner respectfully requests that this Court hold the time limits in Rules 208 and 209, SCACR, for filing an Initial Brief of Appellant and Designation of Matter with this Court in abeyance pending the receipt of the jury selection portion of the trial transcript in this matter.

Respectfully submitted,



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**JEREMY A. THOMPSON**  
Attorney and Counselor at Law

Law Office of Jeremy A. Thompson, LLC  
P.O. Box 12891  
Columbia, SC 29211  
803-779-2555  
803-779-2556 FAX  
[jeremyatlaw@yahoo.com](mailto:jeremyatlaw@yahoo.com)

**ATTORNEY FOR PETITIONER.**

This 8<sup>th</sup> day of April, 2013.

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Appellant.

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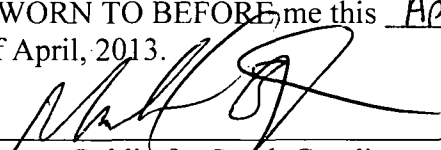
**CERTIFICATE OF SERVICE**

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The undersigned hereby certifies that a copy of Appellant's Motion to Hold Time Limits in Abeyance in the above-entitled case has been served upon opposing counsel, Salley W. Elliott, Assistant Deputy Attorney General, Office of the Attorney General, P.O. Box 11549, Columbia, SC 29211, by depositing in the U.S. mail with proper postage, this 8<sup>th</sup> day of April, 2013.

  
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**JEREMY A. THOMPSON**  
ATTORNEY FOR THE PETITIONER

SWORN TO BEFORE me this 8<sup>th</sup> April day  
of April, 2013.

  
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(L.S.)  
Notary Public for South Carolina

My Commission Expires: 7/10/2022