

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County

The Honorable Walton McLeod, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JEROME SMITH,

APPELLANT.

APPELLATE CASE NO. 2021-000788

APPELLANT'S MOTION FOR FIRST EXTENSION OF TIME
TO SERVE AND FILE INITIAL BRIEF OF APPELLANT

Appellant, Jerome Smith, through his undersigned counsel, would respectfully show the following to this Honorable Court:

I.

The Initial Brief of Appellant is due to be served and filed on November 9, 2021.

II.

Pursuant to S.C. Sup. Ct. Order 2009-03-18-01, regarding extension requests in criminal direct appeals and post-conviction relief certiorari proceedings, undersigned counsel moves for a **first extension** in the above-referenced criminal appeal and requests an additional thirty (30) days to serve and file the initial brief of appellant.

Undersigned counsel asserts that this extension is not intended for the purposes of delay. Counsel is currently working on the brief in this matter and intends to have it completed in a timely manner. However, to ensure the brief is properly researched and drafted, counsel requests an extension of time to serve and file the initial brief of appellant.

WHEREFORE, Appellant prays that this Court extend the deadline for the service and filing of Appellant's initial brief thirty (30) days, which will result in a new service and filing deadline of December 9, 2021.

Respectfully Submitted,



Jason T. Yonge (SC Bar No. 102869)
Benjamin A. Stitely (SC Bar No. 75339)
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Attorneys for Appellant

November 3, 2021.

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SC Court of Appeals

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the Appellant's Motion for First Extension of Time to Serve and File Initial Brief of Appellant in the above referenced case has been served on Alan McCrory Wilson, Attorney General at awilson@scag.gov, William M. Blich, Jr., Senior Assistant Deputy Attorney General at wblitch@scag.gov and a copy of the Appellant's Motion for First Extension of Time to Serve and File Initial Brief of Appellant has been served on Jerome Smith, #385683, at Kirkland Correctional Institution, 4344 Broad River Road, Columbia, SC 29210, this 3rd day of November, 2021.

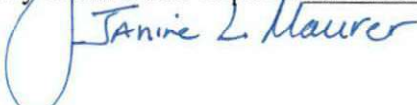


Jason T. Yonge
Attorney for Appellant

SUBSCRIBED AND SWORN TO before me
This 3 day of November, 2021.



Notary Public for South Carolina
My Commission Expires: 06/15/2026



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Nov 03 2021
SC Court of Appeals

Robert T. Williams, Sr.
Benjamin A. Stitely
W. Lisa Brink

Anna M. Williams
Jason T. Yonge

November 3, 2021

The Honorable Jenny A. Kitchings
ctappfilings@sccourts.org

RE: The State v. Jerome Smith – Appellate Case No. 2021-000788

Dear Ms. Kitchings:

The Initial Brief of Appellant in the above-referenced criminal appeal is due to be served and filed on November 9, 2021. However, due to a heavy workload, I am requesting a 30-day extension to serve and file these documents. This is the first extension request regarding the Initial Brief of Appellant, and it is not intended for the purpose of delay.

I appreciate your consideration of this request and ask that the filing deadlines be held in abeyance while this request is pending.

By copy of this letter, I am informing counsel for the Respondent of this extension request.

Sincerely,



Jason T. Yonge
Attorney for Appellant
SC Bar Number 102869

JTY:jlm

Enclosures

cc: Alan McCrory Wilson, Attorney General (via email)
William M. Blich, Jr., Sr. Assistant Deputy Attorney General (via email)
Jerome Smith, SCDC#385683 (via mail)