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Feb 15 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Berkeley County
Maite Murphy, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

GABRIELLE OLIVA LASHANE DAVIS KOCSIS,

APPELLANT

APPELLATE CASE NO. 2019-000687


MOTION TO FILE THE FINAL REPLY
BRIEF OF APPELLANT OUT OF TIME

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, the undersigned counsel requests leave in which to file a final reply brief of appellant out of time in this case. In support of this motion, counsel submits the following:

1. The final reply brief of appellant in this case was scheduled to be filed with this Court on August 20, 2020.
2. When preparing and filing the final brief of appellant, counsel overlooked the reply brief. Therefore, counsel did not file the final reply brief of appellant within the allotted period.
3. Counsel makes this request in good faith and not for purposes of delay.

4. A final reply brief of appellant has been prepared and is being filed simultaneous with this motion. Furthermore, in light of this Court's request on January 29, 2021, for six additional bound copies of the briefs, Counsel is providing this Court with six additional copies of the reply brief of appellant for a total of seven copies.

WHEREFORE, the undersigned counsel respectfully requests that this Court grant counsel's request to allow the filing of the final reply brief of appellant out of time in this case based upon the above circumstances.


Susan B. Hackett
Appellate Defender

Jason Scott Luck
Attorney at Law

ATTORNEYS FOR APPELLANT

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CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion to File the Final Reply Brief Out of Time in the above referenced case has been served upon Julianna E. Battenfield, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), which is Juliannabattenfield@scag.gov, this 15th day of February, 2022.



Susan B. Hackett
Appellate Defender

Jason Scott Luck
Attorney at Law

ATTORNEYS FOR APPELLANT