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Jun 06 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal From Spartanburg County
The Honorable R. Keith Kelly, Circuit Court Judge

Appellate Case No: 2021-000967

STATE OF SOUTH CAROLINA,

Respondent,

vs.

JADEN IMARION GARY,

Appellant.

MOTION FOR EXTENSION OF TIME

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

I.

The Initial Brief of Respondent and Designation of Matter are due to the Court today, pursuant to two previous extensions granted by the Court.

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 Respondent moves for a third extension in the above referenced appeal. Due to work required in other cases pending before this Court and other courts in the State, I am unable to complete this Brief on time. Since the last extension was granted in this appeal, I have completed the Initial Brief in State v. Fredrick Williams, (2021-000628) a Final Brief in State v. Jerome Smith

(2021-000788). In addition, I prepared for a PCR hearing in James Bethel, Jr. v. State (2019-CP-40-2999) that was to be held in circuit court in Richland County on May 26, 2022, but was continued at the last minute. I am also in the process of preparing a Petition for Writ of Certiorari and an Appendix in State v. Phillip W. Lowery. I would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

III.

This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

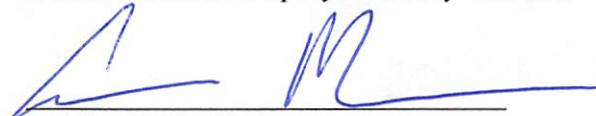
WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General



WILLIAM M. BLITCH, JR.
Senior Assistant Deputy Attorney General



AMBREE M. MULLER
Assistant Attorney General
S. C. Bar No: 104213

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ATTORNEYS FOR RESPONDENT

June 6, 2022

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Appellate Case No: 2021-000967

STATE OF SOUTH CAROLINA,

Respondent,

vs.

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Appellant.

PROOF OF SERVICE

I, Anne Mueller, certify that I have served the Motion for Extension of Time on Elizabeth Franklin-Best, Esquire, counsel of record for the Appellant, by sending one copy by electronic mail to the address listed for counsel in AIS.

I further certify that all parties required by Rule to be served have been served.
This 6th day of June, 2022.



Anne A. Mueller
Legal Assistant for the Respondent

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SC Court of Appeals

From: [Anne Mueller](#)
To: elizabeth@franklinbestlaw.com
Cc: [Ambree Muller](#); [Anne Mueller](#)
Bcc: [Victim Services](#)
Subject: State v. Jaden Imarion Gary, 2021-000967
Date: Monday, June 6, 2022 11:41:00 AM
Attachments: [image001.png](#)
[Gary Jaden - 2021-000967 - Motion For Extension \(02999883xD2C78\).PDF](#)

Good morning Ms. Franklin-Best.

Attached to this email is the State's Motion For Extension in the above matter. This motion will be filed with the Court shortly.

Sincerely,

Anne Mueller, Legal Assistant to Assistant Attorney General Ambree M. Muller

Anne A. Mueller, Legal Assistant
Office of the South Carolina Attorney General
Criminal Appeals Division • Office 803-734-3922 • scag.gov



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