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Jun 07 2022
SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal From Horry County
Honorable Bentley Price, Circuit Court Judge

Appellate Case No: 2021-001311

THE STATE,

Respondent,

vs.

QUINTUS DANTE FAISON,

Appellant.

**PETITION TO RELAX RULE 208(a)(2) SCACR, AND RULE 209(a) SCACR
AND MOTION FOR A SECOND EXTENSION**

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

I.

The Initial Brief of Respondent and Designation of Matter were due to the Court June 6, 2022, pursuant to this Court's Order dated May 12, 2022. However, due to a calendaring error, counsel for the State failed to file its Initial Brief of Respondent and Designation of Matter on June 6, 2022.

II.

As a result of the calendaring error, the State respectfully asks this Court to relax the requirements of Rule 208(a)(2) SCACR, and Rule 209(a) SCACR, and permit the State to file a motion for a second extension of time within which to serve and file its Initial Brief and Designation of Matter out of time. See Rule 263(b), SCACR ("The time prescribed by these

Rules for performing any act except the time for serving the notice of appeal under Rule 203 and 243 may be extended or shortened by the appellate court, or by any judge or justice thereof.”). Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this Initial Brief on time. 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 motion for extension 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 will relax the requirements of 208(a)(2) SCACR and 209(a) SCACR and permit the filing of this motion for a second extension for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

JOSHUA A. EDWARDS
Assistant Attorney General

BY: 

Joshua A. Edwards
S. C. Bar No: 101188

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ATTORNEYS FOR RESPONDENT

June 7, 2022

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STATE OF SOUTH CAROLINA
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Appeal From Horry County
Honorable Bentley Price, Circuit Court Judge

Appellate Case No: 2021- 001311

THE STATE.

Respondent,

vs.

QUINTUS DANTE FAISON,

Appellant.

PROOF OF SERVICE

I, Anne Mueller, certify that I have served the Petition To Relax Rule 208(a)(2) SCACR And 209(a) SCACR and Motion For Third Extension on Wanda H. Carter, Esquire, counsel of record for 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 7th day of June, 2022.



Anne A. Mueller
Legal Assistant

Office of Attorney General
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(803) 734-3727

From: [Anne Mueller](#)
To: ["wcarter@sccid.sc.gov"](mailto:wcarter@sccid.sc.gov)
Cc: [Scott Leverett \(sleverett@sccid.sc.gov\)](mailto:sleverett@sccid.sc.gov); [Josh Edwards](#); [Anne Mueller](#)
Bcc: [Victim Services](#)
Subject: State v. Quintus Dante Faison, 2021-001311
Date: Tuesday, June 7, 2022 10:56:00 AM
Attachments: [image001.png](#)
[Faison Quintus - 2021-001311 - Petition To Relax Rules 208\(a\)\(2\) and 209\(a\) SCACR and Motion For A Second Extension \(03001108xD2C78\).PDF](#)

Good morning, Ms. Carter.

Attached to this email is a copy of the State's Petition To Relax Rule 208(a)(2) SCACR and Rule 209(a) SCACR and Motion For A Second Extension. We will be filing this document electronically with the Court shortly.

If you would, please confirm your receipt of this document by return email.

Thank you for your cooperation.

Sincerely,

Anne Mueller, Legal Assistant for Assistant Attorney General Joshua A. Edwards

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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