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Jul 06 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal From Sumter County
The Honorable Kristi F. Curtis, Circuit Court Judge

Appellate Case No: 2021-000674

STATE OF SOUTH CAROLINA,

Respondent,

vs.

NIKEEN D'AUNDRE JOHNSON,

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. Since the last extension granted by the Court in this matter I have filed a Petition For Writ Of Certiorari and Appendix in State v. Lowery (2022-000806) and today I am filing an initial brief of respondent in State v. Gary (2021-000967). The initial brief for State v. Corey Rashad Brown (2021-000521) is

also substantially complete and will be the next brief I file. I spent yesterday meeting with witnesses in Spartanburg in State v. Tabatha Tanell Moss (2021-GS-42-0703) that is coming up for trial in which I will be serving as second chair. Due to work required in other cases pending before this Court, I am unable to complete this 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 extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

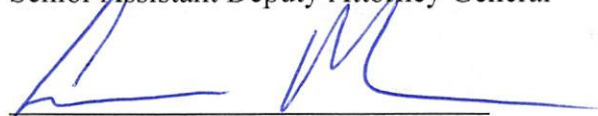
WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

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

July 6, 2022

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Appellant.

PROOF OF SERVICE

I, Anne Mueller, certify that I have served the Motion for Extension of Time on Sarah Elizabeth Shipe, 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 July, 2022.



Anne A. Mueller
Legal Assistant for the Respondent

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From: [Anne Mueller](#)
To: "sshipe@sccid.sc.gov"
Cc: [Stock, Chris \(cstock@sccid.sc.gov\)](#); [Ambree Muller](#); [Anne Mueller](#)
Subject: State v. Nikeen D'Aundre Johnson, 2021-000674
Date: Wednesday, July 6, 2022 12:25:00 PM
Attachments: [image001.png](#)
[Johnson Nikeen - 2021-000674 - Motion for Extension of Time \(3rd-IBOR\) \(03035565xD2C78\).PDF](#)

Good afternoon, Ms. Shipe.

Attached to this email is a copy of the State's Motion For Extension Of Time in the above matter. We will be filing our motion electronically 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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