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Aug 19 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Aiken County
The Honorable Clifton B. Newman, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

DENZELL DESHAWN JACKSON,

APPELLANT.

APPELLATE CASE NO. 2021-000942

**MOTION FOR AN EXTENSION TO FILE THE INITIAL BRIEF OF
RESPONDENT AND DESIGNATION OF MATTER**

Counsel for The State of South Carolina respectfully requests a thirty (30) day extension up to and including until September 21, 2022, in which to file the initial brief of respondent and designation of matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. Counsel has been reviewing matters due to his involvement as Chairman on the Office of the Attorney General's Appellate Decision Review Committee. The Committee was formed to review all adverse rulings in capital, federal habeas, direct appeals, and Post-Conviction Relief matters, and to determine whether the State will appeal these rulings. In the last thirty days, counsel has reviewed the following matters: on July 29, 2022, *Quincy Allen v.*

State of South Carolina, a Richland County Capital Murder Matter; On August 5, 2022, *Harold Cartwright v. State of South Carolina*, an Aiken Count Post-Conviction Relief matter; *The State v. Tyler Evans*, a Dorchester County Direct Appeal matter; and *The State v. Christopher Huggins*, a Dorchester County Direct Appeal matter; on August 12, 2022, *In the Matter of the Care and Treatment of Ronald MJ Gregg*, a Charleston County Sexually Violent Predator matter;

2. On July 15, 2022, Counsel prepared and submitted a Response to Applicant's Motion to Disallow Attorney General to Draft Proposed Order for filing in the York County Clerk's office in the matter of *James D. Robertson v. State of South Carolina*, a capital Post-Conviction Relief matter;

3. On August 9, 2022, Counsel filed the Return to Petition for Writ of Certiorari in the matter of *The State v. Kenneth Carlisle*, Appellate Case No: 2022-001002, a Horry County matter pending before this Court;

4. On August 10 2022, Counsel submitted the State's proposed Order Denying Relief in the matter of *James Robertson v. State of South Carolina*, a Capital Post-Conviction matter; and;

5. Counsel is currently working and preparing the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of *William McCladdie v. Warden Evans Correctional Institution*, C/A No: 6:22-1192-RMG-KFM to address the nine (9) issues Petitioner raised in his Petition for Habeas Corpus.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension until September 21, 2022, in which to file the initial brief of respondent and designation of matter in this case based upon the above exigent circumstances. Opposing

counsel has consented to all extensions through August 31, 2022.

Respectfully Submitted,

ALAN WILSON
Attorney General of South Carolina

DONALD J. ZELENKA
Deputy Attorney General

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BY: s/William Edgar Salter, III
WILLIAM EDGAR SALTER, III
ATTORNEYS FOR RESPONDENT

August 19, 2022.

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PROOF OF SERVICE

I, William Edgar Salter, III, hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Motion for Extension of Time to file the Initial Brief of Respondent & Designation of Matter, and Proof of Service have been forwarded to Appellant's counsel, Susan Hackett, Esq., via email today, August 19, 2022 to shackett@sccid.sc.gov, and to her assistant, Chris Stock cstock@sccid.sc.gov.

I further certified that all parties required by Rule to be served have been served.

This 19th day of August 2022.

s/William Edgar Salter, III
William Edgar Salter, III
Senior Assistant Attorney General

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