

RECEIVED
Sep 06 2022
SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Certiorari to Berkeley County

Honorable Michael G. Nettles, Circuit Court Judge

SHANA ROBINSON,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2018-002216

MOTION FOR AN EXTENSION OF TIME TO
FILE THE REPLY BRIEF OF PETITIONER

The undersigned counsel respectfully requests a **ten-day extension, from the due date September 6, 2022 until September 16, 2022**, in which to file the reply brief of petitioner in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The reply brief of petitioner is due to be served and filed September 6, 2022.
2. Counsel, with co-counsel Kathrine H. Hudgins, filed the petition for writ of certiorari in the death penalty case of State v. Jerome Jenkins, Jr., with the United States Supreme Court on August 31, 2022. Counsel also filed the petition for writ of certiorari in the murder case of Justin Jamal Warner v. State, with the United States Supreme Court on August 26, 2022.

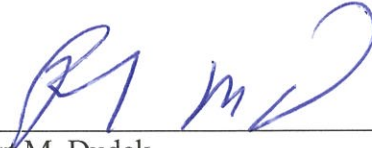
Counsel has been working on the murder case of The State v. Diante Jermaine Willis with the hope of filing the brief and designation in that case with this Court on Friday, September 9, 2022. Counsel filed the brief of petitioner in the case of The State v. William C. (Billy) Sellers, with the Supreme Court on July 28, 2022. Counsel filed the petition for rehearing in the case of The State v. Malette Denise Kimbrough, with this Court on July 27, 2022. Counsel filed the amended final reply brief of appellant in the case of The State v. Bryan Austin Seidle with this Court on July 26, 2022, with co-counsel Lara M. Caudy. Counsel filed the initial brief of appellant and designation of matter in the case of The The State v. William Outler, Jr., with this Court on July 15, 2022. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Jonathan Richard Rackley with this Court on July 18, 2022. Counsel was out of town teaching error preservation at the PD-103 seminar in Greenville from Wednesday, July 6, 2022, until Friday, July 8, 2022. Counsel was out of the office due to an illness from Tuesday, June 21, 2022, until Thursday, June 30, 2022. **Counsel has extensive administrative duties as the Chief Appellate Defender, including administrative and Appellate Project oversight.**

3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

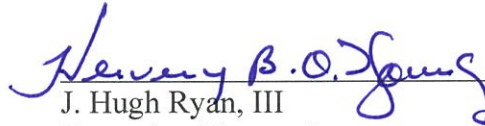
4. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the extended thirty-day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through September 30, 2022. That extended, emailed general consent was dated August 31, 2022.

WHEREFORE, the undersigned counsel would respectfully request a **ten-day extension from the due date September 6, 2022 until September 16, 2022**, in which to file the reply brief of petitioner. Counsel respectfully requests that the time limits for filing the reply brief of petitioner be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervery B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training Director

This 6th day of September, 2022.

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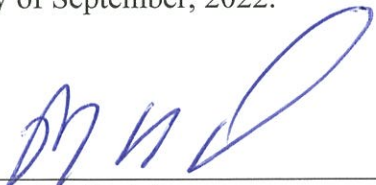
STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2018-002216

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy the motion for an extension of time in which to file the reply brief of petitioner in the above-referenced case has been served upon Lauren Mims, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 6th day of September, 2022.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR PETITIONER

From: [Matthews, Lindsey](#)
To: ["laurenmims@scag.gov"](mailto:laurenmims@scag.gov)
Cc: ["VickieHall@scag.gov"](mailto:VickieHall@scag.gov); [Dudek, Robert](#)
Subject: 2018-002216 Shana Robinson v. The State
Date: Tuesday, September 6, 2022 9:35:00 AM
Attachments: [2018-002216 Shana Robinson v. State - Motion for Third Extension Reply Brief of Petitioner.pdf](#)

Attached is a motion for third extension which will be filed with the Court of Appeals today in the above-referenced case.

Thank you.

Sincerely,
Lindsey M. Matthews
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SC Commission on Indigent Defense
Appellate Division
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Columbia, SC 29201
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