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Sep 21 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 October 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 third 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 August 24, 2022, *Anthony*

Porterfield v. State of South Carolina, a Richland County Post-Conviction Relief matter; on September 2, 2022, *Abel Gause v. State of South Carolina*, a Horry County Post-Conviction matter and *Kareem Harry v. State of South Carolina*, a Horry County Post-Conviction Relief matter; on September 16, 2022, *Angelo House Taylor v. State of South Carolina*, a Greenville County Post-Conviction Relief matter and *In Re: Khalid J.*, a direct appeal challenging requirement of juvenile defendant's name be on sex offender registry.

2. On August 24, 2022, Counsel filed 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-RMG-KFM;

3. On August 30, 2022, Counsel filed a Status Report in the matter of *Anthony Woods v. Bryan Stirling and Willie Davis*, C/A No: 5:18-144-DCN-KDW, a Capital Federal Habeas Matter;

4. On September 8, 2022, filed the Return to Petition for Writ of Habeas Corpus in the matter of *Larry Covington v. State of South Carolina*, Appellate Case No: 2022-001143, an Original Jurisdiction matter pending before the South Carolina Supreme Court;

5. Counsel is currently working and preparing the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of *Benjamin Smalls v. Warden of Lieber Correctional Institution*, C/A No: 5:22-2060-RMG-KDW; and

6. Counsel is currently working on and preparing the Brief in Opposition to the Petition for Writ of Certiorari in *Jerome Jenkins, Jr., v. State of South Carolina*, a death penalty case pending in the United States Supreme Court, which is due on October 6, 2022.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension until October 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 September 30, 2022.

Respectfully Submitted,

ALAN WILSON
Attorney General of South Carolina

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General
S.C. Bar No. 14244

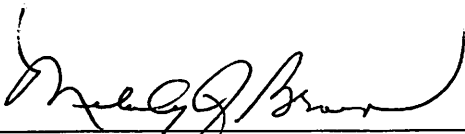
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BY: s/William Edgar Salter, III
WILLIAM EDGAR SALTER, III
ATTORNEYS FOR RESPONDENT

September 21, 2022.

I support the finding of good cause.

By: 
MELODY J. BROWN
Senior Assistant Deputy Attorney General

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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, September 21, 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 21st day of September 2022.

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

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