

**RECEIVED**

**Sep 26 2022**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

Appeal from Oconee County  
Honorable R. Scott Sprouse, Circuit Court Judge  
Appellate Case No. 2021-001144

---

THE STATE,

Respondent,

vs.

RANDY LEE CANTRELL,

Appellant.

---

**MOTION FOR THIRD EXTENSION OF TIME WITHIN WHICH  
TO SERVE AND FILE INITIAL BRIEF OF RESPONDENT  
AND DESIGNATION OF MATTER**

---

Respondent (“the State”), through its undersigned counsel, would respectfully show unto the Court as follows:

**I.**

The Initial Brief of Respondent and Designation of Matter are due to be served and filed on September 26, 2022.

**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 State moves for a **third** extension in the above-referenced criminal appeal and asks for an additional thirty days to complete the brief in this case. In the past few weeks, the undersigned counsel has submitted a Petition for Writ of Certiorari to the Supreme Court in State

v. Sylvester Ferguson, III; has submitted a Return to Petition for Writ of Certiorari to the Supreme Court in State v. Sherwin Alfonzo Green; and has submitted an Initial Brief of Respondent to the Court of Appeals in State v. Jeremiah DiCapua. Along with that and other responsibilities in the office, the undersigned counsel has also prepared for and participated in a continuing legal education program as a speaker at the 2022 South Carolina Solicitors' Annual Conference.

### III.


The undersigned counsel submits this extension request is supported by good cause and is not intended for purposes of delay. The Brief in the above-referenced case has required significant research because the case involves an important appellate issue related to the admission of evidence. The undersigned counsel is currently working on the Brief in this case and intends to have it finished in a timely manner. However, the undersigned counsel has not yet been able to finish the Brief due to a heavy workload. Accordingly, in order to ensure the Brief is properly researched and prepared, I would therefore request an additional extension of time within which to serve and file the Brief.

**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 days from the date such relief is granted; hold the matter in abeyance pending a ruling on Respondent's motion; and grant such other and further relief as the Court may deem just and proper.

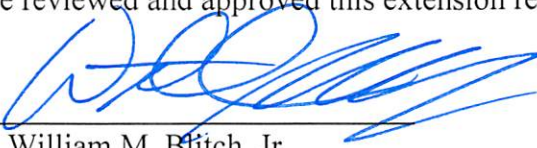
Respectfully submitted,

ALAN WILSON  
Attorney General

MARK R. FARTHING  
Senior Assistant Attorney General

By:   
\_\_\_\_\_  
Mark R. Farthing  
S.C. Bar Number 76901

I have reviewed and approved this extension request.

By:   
\_\_\_\_\_  
William M. Blitch, Jr.  
Senior Assistant Deputy Attorney General

September 26, 2022

**RECEIVED**

**Sep 26 2022**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

Appeal from Oconee County  
Honorable R. Scott Sprouse, Circuit Court Judge  
Appellate Case No. 2021-001144

---

THE STATE,

Respondent,

vs.

RANDY LEE CANTRELL,

Appellant.

---

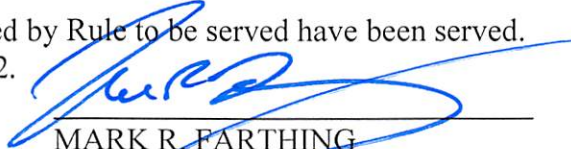
**PROOF OF SERVICE**

---

I, Mark R. Farthing, certify I have served the within Motion for Third Extension of Time Within Which to Serve and File Initial Brief of Respondent and Designation of Matter on Appellant by sending an electronic copy via email to the address listed in AIS for the following individual:

Robert M. Dudek, Esquire  
S.C. Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, SC 29211

I further certify all parties required by Rule to be served have been served.  
This 26th day of September, 2022.

  
\_\_\_\_\_  
MARK R. FARTHING  
Senior Assistant Attorney General  
Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211

**From:** [Mark Farthing](#)  
**To:** ["RDudek@sccid.sc.gov"](mailto:RDudek@sccid.sc.gov)  
**Cc:** [Matthews, Lindsey](#); [William Blich](#); [Leigh Ann Stone](#)  
**Subject:** State v. Randy Lee Cantrell -- Appellate Case # 2021-001144 -- Motion for Third Extension to File IBOR  
**Date:** Monday, September 26, 2022 2:51:00 PM  
**Attachments:** [Cantrell.Third Extension Request \(IBOR\) \(03111305xD2C78\).PDF](#)  
[image003.png](#)

---

Mr. Dudek,

Attached is an electronic copy of the Motion for Third Extension of Time Within Which to Serve and File Initial Brief of Respondent and Designation of Matter in the State v. Randy Lee Cantrell appeal. I will be filing an electronic version of the motion with the Court of Appeals shortly. Thanks, and please just let me know if you have any questions or need any additional information.

Sincerely,  
Mark

**MARK R. FARTHING**, Senior Assistant Attorney General  
South Carolina Attorney General's Office  
Criminal Appeals | Office 803-734-4117 | [mfarthing@scag.gov](mailto:mfarthing@scag.gov)  
P.O. Box 11549 | Columbia, SC 29211  
[scag.gov](http://scag.gov)



*This email—along with any attachments—is considered confidential and may be legally privileged. If you have received it in error, please notify the sender immediately by reply email and then delete this message from your system. Please do not copy it, use it for any purposes, or disclose its contents to any other person. This email is subject to FOIA requests. Thank you for your cooperation.*