

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Spartanburg County

R. Keith Kelly, Circuit Court Judge

RECEIVED
Oct 31 2022
SC Court of Appeals

IN THE MATTER OF THE CARE AND
TREATMENT OF SHAWN TORLIF DAILY,

APPELLANT.

APPELLATE CASE NO. 2022-000371

MOTION FOR AN EXTENSION TO SERVE AND FILE
THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Appellant respectfully requests a **fourth and final thirty (30) day extension, until November 30, 2022**, in which to serve and file the initial brief of appellant 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. In support of this request, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter are due to be served and filed with the Court today. The Court had granted three previous extensions.
2. On October 19, 2022, counsel filed the initial brief of appellant and designation of matter in The State v. Sebastian Dominic Kask with the Court of Appeals. On October 5, 2022, counsel filed the brief of petitioner in The State v. Stacardo Grissett with the Supreme Court. On September 28, 2022, counsel filed the brief of petitioner in Michael Orlando Brown v. The State with the Court of Appeals. On September 28, 2022, counsel filed the brief of petitioner in Keith

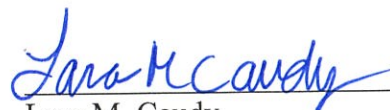
Denver Tate v. The State with the Court of Appeals. From September 19, 2022 through September 21, 2022, counsel attended the Annual Public Defender Conference in Myrtle Beach. On September 15, 2022, counsel had an oral argument in The State v. Nyquan Brown before the Court of Appeals. On September 14, 2022, counsel had an oral argument in The State v. Russell Levon Johnson before the Supreme Court. On September 7, 2022, counsel filed the initial brief of appellant and designation of matter in The State v. Paulette Sims with the Court of Appeals.

3. Counsel makes this request in good faith and not for purpose of delay.

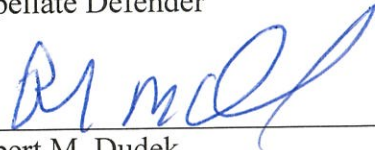
4. On September 28, 2022, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, from Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through October 31, 2022.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension until November 30, 2022**, in which to serve and file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

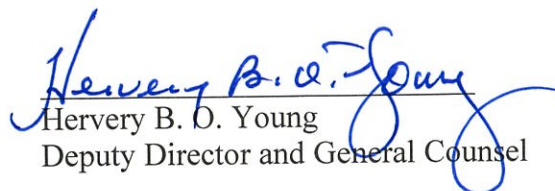
Respectfully submitted,



Lara M. Caudy
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



Hervey B. O. Young
Deputy Director and General Counsel

This 31st day of October, 2022.

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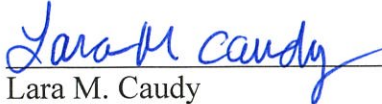
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CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion for Extension in the above-referenced case has been served upon Deborah R.J. Shupe, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 31st day of October, 2022.



Lara M. Caudy
Appellate Defender

From: [Leverett, Scott](#)
To: [SC - SHUPE DEBORAH](#)
Cc: sellison@scaq.gov; [Caudy, Lara](#)
Subject: Shawn Daily - Extension 4 - Appellate Case No. 2022-000371
Date: Monday, October 31, 2022 10:19:00 AM
Attachments: [Shawn Daily - Extension 4 - Appellate Case No. 2022-000371.pdf](#)

Dear Ms. Shupe,

Attached please find a copy of the fourth extension in the above referenced case that is being filed today, October 31, 2022, with the Court of Appeals.

-Scott Leverett
Admin. Asst. for Lara Caudy
Appellate Defense