

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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Nov 14 2022

SC Court of Appeals

Appeal from Greenville County

R. Scott Sprouse, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

SAMIR KEVIN SHANK,

APPELLANT

APPELLATE CASE NO. 2022-000650

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

Counsel for Samir Kevin Shank respectfully requests a thirty (30) day extension from November 16, 2022 until December 16, 2022, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this 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. The Initial Brief of Appellant and Designation of Matter in this case are due to be served and filed today.
2. Counsel filed the Brief of Appellant and Record on Appeal in the case of Michael

A. Williams v. The State with this Court on November 9, 2022. Counsel filed the Petition for Rehearing in the case of Michael Edward Williams v. The State with this Court on November 8, 2022. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Terbias Jerrod Goff with this Court on November 7, 2022. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Johnny Haggins v. The State with the Supreme Court on October 31, 2022. Counsel appeared before the Supreme Court for Oral Argument in the case of Joshua Reher v. The State in Rock Hill, South Carolina on October 25, 2022. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals in the case of Justin Cone v. The State with the Supreme Court and with this Court on October 24, 2022. Counsel filed the Reply to Return to the Petition for Writ of Certiorari in the case of Worth Edward Cook III v. The State with this Court on October 17, 2022.

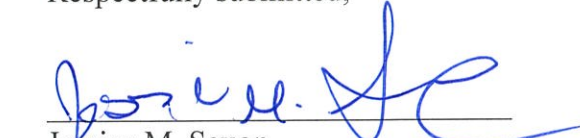
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

4. On November 1, 2022, opposing counsel, the Office of the Attorney General, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through November 30, 2022.

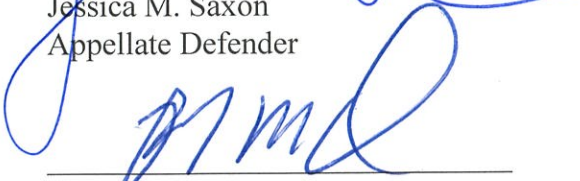
WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from November 16, 2022 until December 16, 2022. Counsel respectfully requests that the time

limits for filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Jessica M. Saxon
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 16th day of November, 2022.

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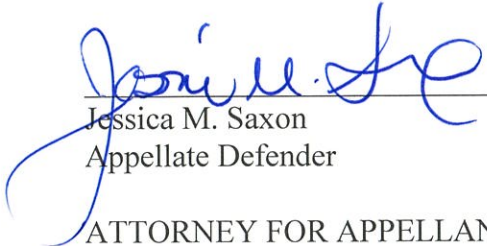
SAMIR KEVIN SHANK,

APPELLANT

APPELLATE CASE NO. 2022-000650

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 William M. Blich, Jr., Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 16th day of November, 2022.



Jessica M. Saxon
Appellate Defender
ATTORNEY FOR APPELLANT

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Nov 14 2022

SC Court of Appeals

From: [Warren, Kaylynn](#)
To: [William Blich](#)
Cc: [Saxon, Jessica](#); [Caroline Collins](#)
Subject: 2022-000650 The State v. Samir Kevin Shank
Date: Monday, November 14, 2022 8:47:00 AM
Attachments: [2022-000650 The State v. Samir Kevin Shank Third Motion for Extension and COS.pdf](#)

Good Morning,

Please find attached for service in the above-referenced case the Third Motion for Extension and accompanying Proof of Service which will be filed today, November 14, 2022, with the Court of Appeals via OneDrive.

Respectfully,
Kaylynn

Kaylynn Warren

Administrative Assistant
South Carolina Commission on Indigent Defense
Division of Appellate Defense
(803) 734-1330