

RECEIVED
Dec 14 2022
SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Edgefield County

Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

BARRY WAYNE JONES,

APPELLANT.

APPELLATE CASE NO. 2022-000046

MOTION FOR AN EXTENSION OF TIME 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 from December 14, 2022, until January 13, 2023**, 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. This is a fourth 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 with the Court today.
2. Counsel for appellant respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions

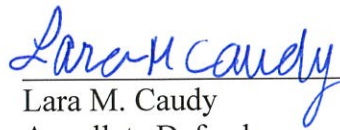
previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. On December 13, 2022, counsel filed the petition for writ of certiorari and accompanying appendix in Mark Lorenzo Blake v. The State with the Supreme Court. On December 5, 2022, counsel had an oral argument in Dominic Leggette v. The State before the Court of Appeals. On November 30, 2022, counsel filed the initial brief of appellant and designation of matter in The State v. William Cornelius Sanders with the Court of Appeals. On November 10, 2022, counsel filed the initial brief of appellant and designation of matter in In the Matter of the Care and Treatment of Shawn Torlif Daily with the Court of Appeals. On November 9, 2022, counsel filed the brief of respondent in The State v. Montrelle Lamont Campbell with the Supreme Court. On November 3, 2022, counsel, along with co-counsel, filed the brief of petitioner in Marion Alexander Lindsey v. The State with the Supreme Court. 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.

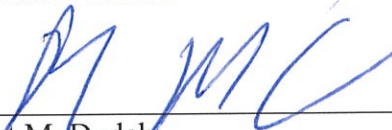
4. On November 29, 2022, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through December 31, 2022.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from December 14, 2022, until January 13, 2023**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

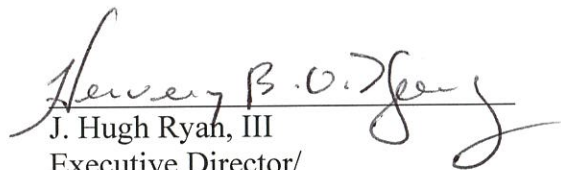
Respectfully submitted,



Lara M. Caudy
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



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

This 14th day of December, 2022.

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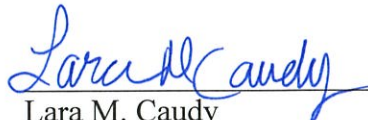
BARRY WAYNE JONES,

APPELLANT.

APPELLATE CASE NO. 2022-000046

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 Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 14th day of December, 2022.



Lara M. Caudy
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Leverett, Scott](#)
To: [SC - BROWN MELODY](#)
Cc: [SC - BROWN ANGELA](#); [Caudy, Lara](#)
Subject: Barry Wayne Jones - Extension 4 - Appellate Case No. 2022-000360
Date: Wednesday, December 14, 2022 1:32:00 PM
Attachments: [Barry Wayne Jones - Extension 4 - Appellate Case No. 2022-000360.pdf](#)

Dear Ms. Brown,

Attached please find a copy of the fourth extension in the above referenced case that is being filed today, December 14, 2022, with the Court of Appeals.

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