

RECEIVED
Jan 03 2023
SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Chesterfield County

Honorable Michael G. Nettles, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

ANDRE JUNIOR COVINGTON,

APPELLANT

APPELLATE CASE NO. 2022-000831

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

The undersigned counsel respectfully requests a thirty day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:


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 petition for writ of certiorari to the Court of Appeals in the case of The State v. Jonathan Duncan with the Supreme Court on December 9, 2022. Counsel filed the brief of appellant and designation of matter in the case of The State v. Jeffery Truesdale with the Court of Appeals on December 8, 2022. Counsel filed the petition for writ of certiorari and


accompanying appendix in the case of Austin McQuarters v. The State with the Supreme Court on December 5, 2022. Counsel filed the second petition for rehearing in the case of Adonis Williams v. The State with the Court of Appeals on November 28, 2022. Counsel filed the brief of petitioner in the case of Shiquan Tyon Cwiklinski v. The State with the Supreme Court on November 22, 2022. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Bryan Roeker v. The State with the Supreme Court on November 15, 2022. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Alexander Rhue, Jr. with Court of Appeals on November 14, 2022. Counsel filed the brief of petitioner in the case of Derek Maner v. The State with the Court of Appeals on November 2, 2022. Counsel filed the petition for rehearing in the case of Adonis Williams v. The State with the Court of Appeals on October 27, 2022. Counsel filed the return to State's petition for rehearing in the case of The State v. Michael N. Frasier with the Supreme Court on October 26, 2022. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Lance Antonio Brewton with the Supreme Court on October 24, 2022. Counsel filed the brief of petitioner in the case of Earnest Allen v. The State with the Court of Appeals on October 19, 2022.

3. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through January 31, 2023. That emailed general consent was dated December 28, 2022.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. 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,


Kathrine H. Hudgins
Appellate Defender


Robert M. Dudek
Chief Appellate Defender

This 3rd day of January, 2023.

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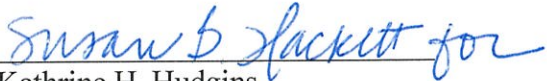
ANDRE JUNIOR COVINGTON,

APPELLANT

APPELLATE CASE NO. 2022-000831

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 of time to file initial brief of appellant and designation of matter in the above-referenced case have been served upon Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 3rd day of January, 2023.



Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Stock, Chris](#)
To: [SC - BROWN MELODY; Angela Brown](#)
Cc: [Hudgins, Kathrine](#)
Subject: Covington, A. - 3rd Request for Extension for Initial Brief of Appellant - 2022-000831
Date: Tuesday, January 3, 2023 10:43:00 AM
Attachments: [Covington, A. - 3rd Request for Extension for Initial Brief of Appellant - 2022-000831.pdf](#)

Ms. Brown,

Please find attached for service the 3rd Request for Extension for Initial Brief of Appellant and Designation of Matter for Andre Covington's appeal which will be filed today with the Court of Appeals.

Thank you.

Chris

Chris Stock
Administrative Assistant
Commission on Indigent Defense
Appellate Division
(803) 734-1330