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Jan 20 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Chesterfield County

Honorable Michael S. Holt, Circuit Court Judge

IN THE MATTER OF THE CARE AND
TREATMENT OF WILEY L. CHAPMAN,

APPELLANT,

APPELLATE CASE NO. 2022-000956

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

Counsel for Wiley L. Chapman respectfully requests a thirty (30) day extension from January 20, 2023 until February 21, 2023, 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 initial brief of appellant and designation of matter in the case of The State v. Breante Stevens with this Court on January 13, 2023. Counsel filed the petition for rehearing

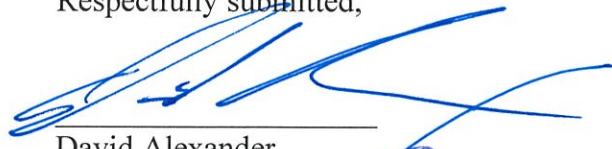
in the case of The State v. James Baldwin with this Court on December 22, 2022. Counsel filed the brief of appellant, designation of matter, and record on appeal in the case of The State v. Mikah Green with this Court on December 16, 2022. Counsel filed the petition for rehearing in the case of The State v. Rashawn Vertez Carter with this Court on December 15, 2022. Counsel filed the brief of appellant, designation of matter, and record on appeal in the case of The State v. Tyrone Moore with this Court on November 30, 2022. Counsel filed the brief of respondent and designation of matter in the case of The State v. Joey Corvell Reid with this Court on November 28, 2022. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jaelon Jackson v. The State with the Supreme Court on November 10, 2022. Counsel, with lead counsel Robert M. Dudek and co-counsel Lara M. Caudy, filed the brief of petitioner in the death penalty case of Marion Alexander Lindsey v. The State with the Supreme Court on November 4, 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 December 28, 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 January 31, 2023.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from January 20, 2023 until February 21, 2023. Counsel respectfully requests that the 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,



David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 20th day of January, 2023.

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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 20th day of January, 2023.



David Alexander
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Stock, Chris](#)
To: [SC - SHUPE DEBORAH](#); [Sally Ellison](#)
Cc: [Alexander, David](#)
Subject: In the Matter of the Care and Treatment of Wiley L. Chapman - 3rd Request for Extension for Initial Brief of Appellant - 2022-000956
Date: Friday, January 20, 2023 10:22:00 AM
Attachments: [In the Matter of the Care and Treatment of Wiley L. Chapman - 3rd Request for Extension for Initial Brief of Appellant - 2022-000956.pdf](#)

Ms. Shupe,

Attached for service is the 3rd extension request to file the Initial Brief of Appellant and Designation of Matter in the above-referenced case, which will be filed with the Court of Appeals today.

Thank you,

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