

RECEIVED

Feb 27 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

Appeal from Sumter County

Honorable Kristi F. Curtis, Circuit Court Judge

---

THE STATE,

RESPONDENT,

V.

DEMETRIUS ALEXANDER BROWN,

APPELLANT.

APPELLATE CASE NO. 2022-001360

---

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

---

Counsel for Demetrius Alexander Brown respectfully requests a thirty (30) day extension from February 27, 2023 until March 29, 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 petition for writ of certiorari to the Court of Appeals in the case of The State v. James Harold Baldwin with the Supreme Court on February 22, 2023. Counsel filed

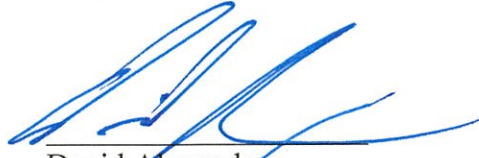
the petition for writ of certiorari and accompanying appendix for Matthew Benninger v. State with the Supreme Court on February 10, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Elijah Deshawn Whack with this Court on February 2, 2023. Counsel filed the brief of appellant, designation of matter, and record on appeal in the case of The State v. Frederick Chappell with this Court on January 20, 2023. Counsel filed the return to petition for writ of certiorari to the Court of Appeals in the case of In the Matter of the Care and Treatment of Ronald MJ Gregg with the Supreme Court on January 20, 2023. 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.

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.

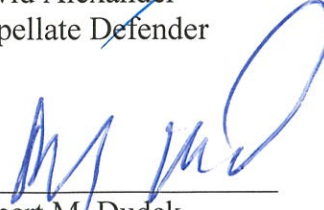
4. On February 1, 2023, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through February 28, 2023.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from February 27, 2023 until March 29, 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 27<sup>th</sup> day of February, 2023.

**RECEIVED**

**Feb 27 2023**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

Appeal from Sumter County

Honorable Kristi F. Curtis, Circuit Court Judge

---

THE STATE,

RESPONDENT,

V.

DEMETRIUS ALEXANDER BROWN,

APPELLANT.

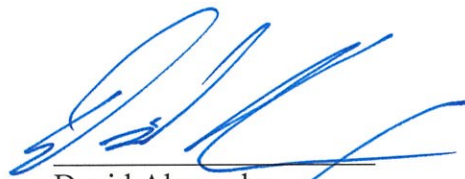
APPELLATE CASE NO. 2022-001360

---

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 27<sup>th</sup> day of February, 2023.



David Alexander  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Stock, Chris](#)  
**To:** [SC - BROWN MELODY; Angela Brown](#)  
**Cc:** [Alexander, David](#)  
**Subject:** Brown, Demetrius - 3rd Request for Extension for Initial Brief of Appellant - 2022-001360  
**Date:** Monday, February 27, 2023 9:19:00 AM  
**Attachments:** [Brown, Demetrius - 3rd Request for Extension for Initial Brief of Appellant - 2022-001360.pdf](#)

---

Ms. Brown,

Please find attached for service the 3<sup>rd</sup> Request for Extension for Initial Brief of Appellant and Designation of Matter for Demetrius Brown'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