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Mar 08 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from York County

William A. McKinnon, Circuit Court Judge

THE STATE,

RESPONDENT,

v.

TRAVIS LAMONT GATHERS,

APPELLANT

APPELLATE CASE NO. 2022-001053

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

Counsel for Travis Lamont Gathers respectfully requests a thirty (30) day extension, 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 and accompanying appendix in the case of The State v. Xzariera Okevis Gray with the Supreme Court on March 6, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of DeAngelo

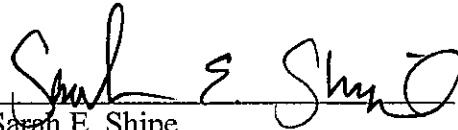
Brown v. The State with the Supreme Court on February 16, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of The State v. Melvin James White with the Supreme Court on February 8, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Travis Hutchinson v. State with the Supreme Court on January 27, 2023. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Robert Bunyan Hollis v. State with the Supreme Court on January 20, 2023.

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.

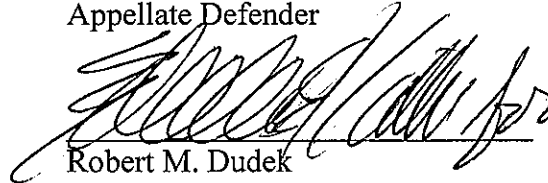
4. On February 28, 2022, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through March 31, 2023.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension. 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,



Sarah E. Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 8th day of March, 2023.

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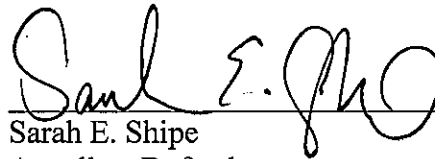
TRAVIS LAMONT GATHERS,

APPELLANT.

APPELLATE CASE NO. 2022-001053

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 8th day of March, 2023.



Sarah E. Shipe
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Bryant, Hannah](#)
To: [SC - BLITCH WILLIAM](#); [SC - COLLINS CAROLINE](#); [Shipe, Sarah](#)
Subject: Travis Gathers Appellate Case No. 2022-001053
Date: Wednesday, March 8, 2023 10:31:00 AM
Attachments: [Travis Gathers Appellate Case No. 2022-001053 Extension 3.pdf](#)

Dear Mr. Blitch,

Please find attached for service a copy of the third extension in the above referenced case, which will be filed in the Court of Appeals today.

Hannah Bryant

Administrative Assistant
South Carolina Commission on Indigent Defense
Division of Appellate Defense
1330 Lady Street, Suite 401
(803)-734-1330