

**RECEIVED**  
**Mar 10 2023**  
**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Oconee County

Honorable R. Scott Sprouse, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

MACK ADAMS GAINES,

APPELLANT

APPELLATE CASE NO. 2022-000567

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

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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:

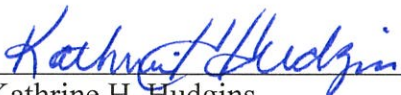
1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Andre Covington with the Court of Appeals on February 23, 2023. Counsel filed the petition for rehearing in the case of The State v. Jason Edwin Stoots with the Court of Appeals on February 22, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in

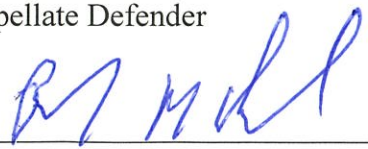
the case of Ashley Prior v. The State with the Supreme Court on February 9, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Shannon Bone with the Court of Appeals on February 7, 2023. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of Adonis Williams v. The State with the Supreme Court on February 3, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Robert Bailey with the Court of Appeals on January 18, 2023. 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.

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 March 31, 2023. That emailed general consent was dated February 28, 2023.

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 10<sup>th</sup> day of March, 2023.

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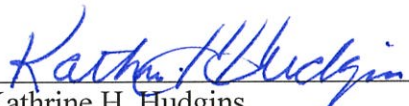
APPELLATE CASE NO. 2022-000567

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CERTIFICATE OF SERVICE

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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 William M. Blich, Jr., Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 10<sup>th</sup> day of March, 2023.

  
Kathrine H. Hudgins  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Stock, Chris](#)  
**To:** [SC - BLITCH WILLIAM](#); [SC - COLLINS CAROLINE](#)  
**Cc:** [Hudgins, Kathrine](#)  
**Subject:** Gaines, M. - 3rd Request for Extension for Initial Brief of Appellant - 2022-000567  
**Date:** Friday, March 10, 2023 9:05:00 AM  
**Attachments:** [Gaines, M. - 3rd Request for Extension for Initial Brief of Appellant - 2022-000567.pdf](#)

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Mr. Blitch,

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