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Apr 07 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of General Sessions

R. Lawton McIntosh, Circuit Court Judge

Appellate Case No. 2022-000487
Case No.: 2020-GS-04-00823

The State Respondent

v.

Keland Alexander Marqui Hailey Appellant

MOTION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL

COMES NOW, Jack B. Swerling, attorney for the Appellant, requesting an extension to file the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal. Counsel has previously requested several extensions, and the current deadline for the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal is on April 7, 2023.

Counsel respectfully requests an additional extension of thirty days to file the Initial Brief of Appellant and Designation of Matter to be Included in the Record on

Appeal due to the following:

1. Counsel was preparing for a murder trial scheduled on February 13, 2023 in Lancaster County that resulted in a plea on that date (State v. Chavis).

2. Counsel had been preparing for a murder trial scheduled to begin on March 13, 2023 in Lexington County, and expected to last two weeks (State v. Leon), but the case was continued until June.

3. Counsel has been preparing an Order in a post-conviction relief matter (Styla v. State).

4. Counsel is preparing for a murder trial in Orangeburg set for May 15, 2023 (State v. Strickland).

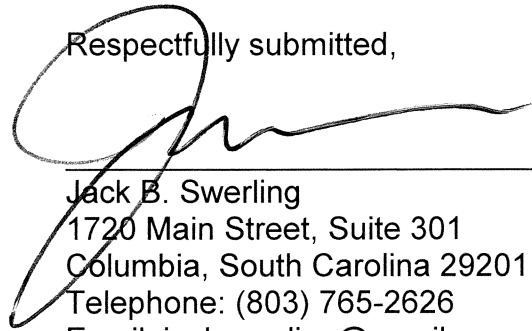
5. Counsel's spouse was admitted to MUSC on March 5, 2023 with an infection in her colon. She was in the hospital for two weeks, and has been home needing continued care for at least the next two weeks. Counsel has been unable to work his normal schedule as he has to split time between home, office and doctor visits. Fortunately, the medical care for the last couple of weeks has been provided by Counsel's sister-in-law and a home care nurse, but otherwise there is no one else at the residence.

6. Counsel is also awaiting documents from the Appellant, who is in prison, indicating he may want to withdraw his appeal.

Counsel's paralegal, Kellie S. Reaves, has consulted with Melody J. Brown, Senior Assistant Deputy Attorney General, and she has no objection and consents to the request by counsel.

WHEREFORE, for good cause shown, counsel respectfully requests a thirty day extension of time to serve and file the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal. This request is made in good faith, and not for the purposes of delay.

Respectfully submitted,



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Attorney for Appellant

Columbia, South Carolina
April 7, 2023

I support the finding of good cause and believe the extension is warranted.



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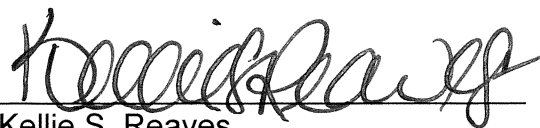
v.

Keland Alexander Marqui Hailey Appellant

PROOF OF SERVICE

I, Kellie S. Reaves, certify that I have served the Motion for Extension to File Initial Brief of Appellant and Designation of Matter to Be Included In the Record on Appeal on April 7, 2023 by email to the following:

Melody J. Brown, Esquire
mbrown@scag.gov



Kellie S. Reaves
Paralegal to Jack B. Swerling
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Columbia, South Carolina
April 7, 2023