

RECEIVED

Jun 14 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County

Honorable Debra R. McCaslin, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

QUAYSHAUN XZANDER CLARK,

APPELLANT.

APPELLATE CASE NO. 2022-000962

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

Counsel for appellant respectfully requests a **fourth and final thirty (30) day extension from June 14, 2023, until July 14, 2023**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth 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 with the Court today.
2. Counsel for appellant respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions

previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.

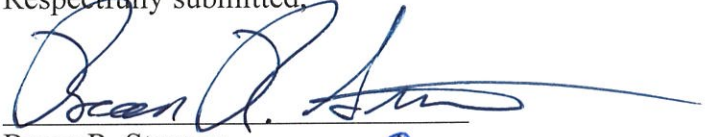
3. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Zachir Devaugnte Shyhiim McCall in the Court of Appeals on June 9, 2023. Counsel filed the Anders brief of appellant and accompanying record on appeal in the case of State v. Tyreek Robinson in the Court of Appeals on June 6, 2023. Counsel filed the Anders brief of appellant and accompanying record on appeal in the case of State v. Corey Porter in the Court of Appeals on May 18, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Polo K. Salazar in the Court of Appeals on May 5, 2023. Counsel filed the Anders brief of appellant, record on appeal and designation of matter in the case of State v. Tyshawn Brown in the Court of Appeals on April 24, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Sheena Alston in the Court of Appeals on April 14, 2023.

4. The above captioned case is a murder trial involving a Castle Doctrine Hearing, and contains a lengthy trial transcript of 1473 pages.

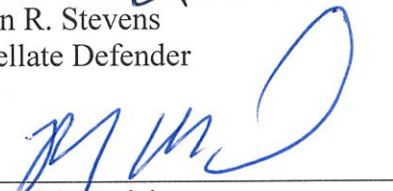
5. On May 31, 2023, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through June 30, 2023.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from June 14, 2023, until July 14, 2023**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

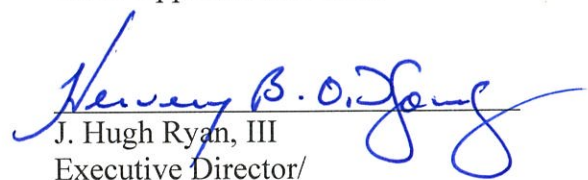
Respectfully submitted,



Breen R. Stevens
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervey B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training Director

This 14th day of June, 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 Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 14th day of June, 2023.



Breen R. Stevens
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Leverett, Scott](#)
To: [SC - BROWN MELODY](#)
Cc: [SC - BROWN ANGELA](#); [Stevens, Breen](#)
Subject: Quayshaun Xzander Clark - Extension 4 - Appellate Case No. 2022-000962
Date: Wednesday, June 14, 2023 11:17:00 AM
Attachments: [Quayshaun Xzander Clark - Extension 4 - Appellate Case No. 2022-000962.pdf](#)

Dear Ms. Brown,

Attached please find a copy of the fourth extension in the above referenced case that is being filed today, June 14, 2023, with the Court of Appeals.

-Scott Leverett
Admin. Asst. for Breen Stevens
Appellate Defense