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Jun 19 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Charleston County

Jennifer B. McCoy, Circuit Court Judge

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IN THE MATTER OF THE CARE AND  
TREATMENT OF ANTONIO D. PATTERSON,

APPELLANT

APPELLATE CASE NO. 2022-001219

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

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Counsel for Antonio D. Patterson respectfully requests a **fourth and final thirty (30) day extension from June 19, 2023, until July 19, 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 Antonio D. Patterson 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.

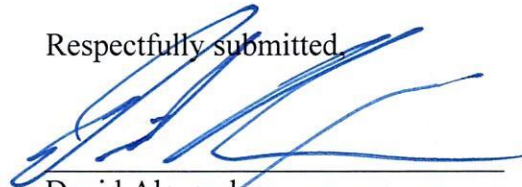
3. Counsel filed the Anders Brief of Appellant, and Record on Appeal in the case of The State v. Dylan Trey Foster with this Court on June 12, 2023. Counsel filed the Anders Brief of Appellant, and Record on Appeal in the case of The State v. Leonard Mickens with this Court on June 12, 2023. Counsel filed the Anders Brief of Appellant, and Record on Appeal in the case on The State v. Michael Paul Griffin with this Court on June 5, 2023. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals In The Matter of the Care and Treatment of John Shelby Wells with the Supreme Court on May 22, 2023.

4. Counsel makes this request in good faith and not for purpose 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.

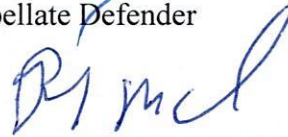
5. On May 31, 2023, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through June 30, 2023.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from June 19, 2023, until July 19, 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,



David Alexander  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender



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

This 19th day of June, 2023.

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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 in the above-referenced case has been served upon Deborah R.J. Shupe, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 19th day of June, 2023.



David Alexander  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [White, Della](#)  
**To:** [SC - SHUPE DEBORAH](#)  
**Cc:** [SC - ELLISON SALLY](#); [Alexander, David](#)  
**Subject:** Patterson, A. 4th extension for Initial Brief of Appellant 2022-001219  
**Attachments:** [2022-001219 Patterson, Antonio 4th Ext request IBA 0001.pdf](#)

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Good afternoon,

Please find attached for service in the above-referenced case the Fourth Extension in which to serve and file the Initial Brief of Appellant, which will be filed today, June 19, 2023, with the Court of Appeals via email filing.

Thank you,

Della White  
South Carolina Commission on Indigent Defense  
1330 Lady Street  
Columbia, South Carolina 29201