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Jul 05 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Jasper County

Robert J. Bonds, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

BRIAN J. REDDING,

APPELLANT

APPELLATE CASE NO. 2022-001213

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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 Brian Redding respectfully requests a thirty 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. On June 30, 2023, counsel filed the brief of appellant and designation of matter in The State v. Codrian Smalls with the Court of Appeals. On June 30, 2023, counsel, along with co-counsel, filed the brief of petitioner in William Bruce Justice v. The State with the Supreme


Court. On June 22, 2023, counsel filed the petition for rehearing in The State v. Tammy Caison Moorer with the Court of Appeals. On June 8, 2023, counsel had an oral argument in The State v. Lutavious Elmore before the Court of Appeals. On May 30, 2023, counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in Matthew C. Dwyer v. The State with the Supreme Court. On May 26, 2023, counsel filed the petition for writ of certiorari and accompanying appendix in Mary Nimmons Patrick v. The State with the Supreme Court. On May 16, 2023, counsel had an oral argument in The State v. Robert Lee Miller before the Supreme Court. On May 4, 2023, counsel filed the petition for writ of certiorari and accompanying appendix in Eddie Motts v. The State with the Supreme Court. On April 28, 2023, counsel, along with co-counsel, filed the reply brief of petitioner in Marion Alexander Lindsey v. The State with the Supreme Court. On April 25, 2023, counsel filed the initial reply brief of appellant in The State v. Bowen Gray Turner with the Court of Appeals.

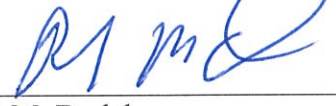
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

4. On June 30, 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 July 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,

  
\_\_\_\_\_  
Lara M. Caudy  
Appellate Defender

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

This 5th day of July, 2023

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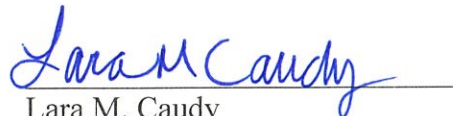
APPELLATE CASE NO. 2022-001213

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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 Melody J. Brown, Esquire, at the primary email address listed in the Attorney Information System (AIS), this 5th day of July, 2023.



Lara M. Caudy  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Bryant, Hannah](#)  
**To:** [Melody Brown](#); [Angela Brown](#); [Caudy, Lara](#)  
**Subject:** Brian Redding Appellate Case No. 2022-001213 Extension 3  
**Date:** Wednesday, July 5, 2023 8:35:00 AM  
**Attachments:** [Brian Redding Appellate Case No. 2022-001213 Extension 3.pdf](#)

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Dear Ms. Brown,

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