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**Jul 31 2023**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal From Charleston County  
The Honorable Robert J. Bonds, Circuit Court Judge

Appellate Case No: 2021-001305

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STATE OF SOUTH CAROLINA,

Respondent,

vs.

SHEENA ALSTON,

Appellant.

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**MOTION FOR THIRD EXTENSION OF TIME WITHIN WHICH TO SERVE AND FILE  
THE INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

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Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to the Court today, pursuant to two previous extensions granted by the Court.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the Respondent moves for a third extension in the above referenced appeal. Due to work required in other cases pending before this Court, the undersigned counsel is unable to complete this Brief on time. Since the last extension was granted in this matter, the undersigned counsel submitted a Proposed Order, on July 10, 2023, to the Honorable Frank R. Addy, Jr., the presiding judge at the

PCR hearing for Jody Ray Thompson v. State of South Carolina (2022-CP-42-04095). On July 13, 2023, the undersigned counsel filed an Initial Brief of Respondent and Designation of Matter in The State v. Eryk J'Von Smith (2022-000723). On July 17, 2023, the undersigned counsel filed an Initial Brief of Respondent and Designation of Matter in The State v. Samir Kevin Shank (2022-000650). On July 18, 2023, the undersigned counsel filed a Final Brief of Respondent in The State v. Kelsey Nicole Spurlock (2022-000476). On July 25, 2023, the undersigned counsel filed a Return to Petition for Writ Certiorari in Johnny Chapman v. State of South Carolina (2022-001029). Counsel would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

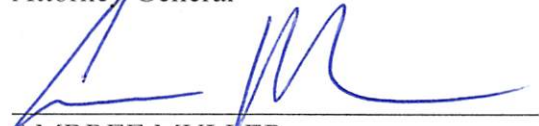
III.

This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON  
Attorney General

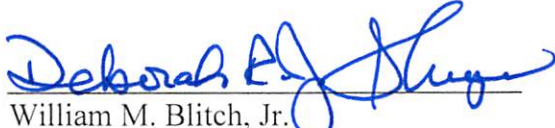


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AMBREE MULLER  
Assistant Attorney General  
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Post Office Box 11549  
Columbia, SC 29211  
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I have reviewed and approved this extension request. ATTORNEYS FOR RESPONDENT

By:   
for William M. Blich, Jr.  
Senior Assistant Deputy Attorney General

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**PROOF OF SERVICE**

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I, Grace Sommer, certify that I have served the Motion for Extension of Time on Breen R. Stevens, Esquire, counsel of record for the Appellant, by sending one copy by electronic mail to the address listed for counsel in AIS.

I further certify that all parties required by Rule to be served have been served.  
This 31<sup>st</sup> day of July 2023.



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GRACE SOMMER  
Legal Assistant

Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3737

## Grace Sommer

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**From:** Grace Sommer  
**Sent:** Monday, July 31, 2023 9:37 AM  
**To:** 'bstevens@sccid.sc.gov'  
**Cc:** Ambree Muller; Leverett, Scott  
**Subject:** The State v. Sheena Alston (2021-001305)  
**Attachments:** ALSTON Sheena - Third Extension Motion (IBOR) (03348158xD2C78).PDF

Good Morning Mr. Stevens,

Attached please find a request for a third extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter in The State v. Sheena Alston (2021-001305). This request will be filed today with the South Carolina Court of Appeals via the AIS OneDrive System.

If you will, please confirm receipt of this email.

Thank you,

**Grace Sommer**, Legal Assistant  
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