

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Spartanburg County
G.D. Morgan, Jr., Circuit Court Judge

RECEIVED

Aug 11 2023

S.C. SUPREME COURT

THE STATE,

RESPONDENT,

V.

ALEXANDER MATTHEWS,

APPELLANT

APPELLATE CASE NO. 2023-000518

**MOTION TO FILE EXTENSION
OUT OF TIME**

Counsel Breen R. Stevens respectfully requests leave under Rule 263(b) in which to file the first extension in this case out of time. In support of this request, counsel shows:

(1) The Extension was due to be served and filed with this Court on August 8, 2023.

(2) However, due to administrative error, the extension was not timely filed. Upon realizing the error, counsel acted immediately to prepare the extension and file it with this Court along with this Motion.

(3) Counsel makes this request in good faith and not for purposes of delay.

(4) Opposing counsel, the Attorney General's Office, has graciously consented to this request by way of the thirty-day general consent granted by Deputy Attorney General Donald J. Zelenka for Appellate Defense through August 31, 2023. That emailed general consent was dated August 1, 2023.

WHEREFORE, counsel for Appellant respectfully requests the Court accept the first thirty-day extension as filed out of time.



Breen R. Stevens
Appellate Defender

ATTORNEY FOR APPELLANT