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Aug 23 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal From Newberry County  
The Honorable Frank R. Addy, Jr., Circuit Court Judge

Appellate Case No: 2023-000274

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THE STATE,

Appellant,

vs.

JONATHAN C. DAWKINS,

Respondent.

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**MOTION FOR THIRD EXTENSION OF TIME WITHIN WHICH TO SERVE AND FILE  
THE INITIAL BRIEF OF APPELLANT 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 Appellant 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 Appellant 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, on July 25, 2023, the undersigned counsel filed a Return to Petition for Writ of Certiorari in Johnny Chapman v. State of South Carolina

(2023-000274). On August 7, 2023, the undersigned counsel filed an Initial Brief of Respondent and Designation of Matter in The State v. Maurice Jerome Prioleau (2022-000449). On August 11, 2023, the undersigned counsel filed an Initial Brief of Respondent and Designation of Matter in The State v. Giovaani Aranza Gallegos (2021-000689). On that same day, the undersigned counsel also filed a Return to Petition for Writ of Certiorari in The State v. Kenneth Earle McGill (2019-001902). Counsel would therefore request an extension of time within which to serve and file the Initial Brief of Appellant 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 Appellant 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

  
AMBREE MULLER  
Assistant Attorney General  
S. C. Bar No: 104213

Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727

I have reviewed and approved this extension request.

By: 

ATTORNEYS FOR RESPONDENT

Mark R. Farthing  
Senior Assistant Deputy Attorney General

August 23, 2023

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THE STATE,

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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 Robert M. Dudek, Esquire, counsel of record for the Respondent, 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 23<sup>rd</sup> day of August 2023.



GRACE SOMMER

Legal Assistant

Office of Attorney General  
Post Office Box 11549  
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(803) 734-3737

## Grace Sommer

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**From:** Grace Sommer  
**Sent:** Wednesday, August 23, 2023 3:23 PM  
**To:** rdudek@sccid.sc.gov  
**Cc:** Ambree Muller; Warren, Kaylynn  
**Subject:** The State v. Jonathan C. Dawkins (2023-000724)  
**Attachments:** DAWKINS Jonathan - Third Extension Request (IBOA) (03370411xD2C78).PDF

Good Afternoon Mr. Dudek,

Attached please find a request for a third extension of time within which to serve and file the Initial Brief of Appellant and Designation of Matter in The State v. Jonathan C. Dawkins (2023-000724). 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  
South Carolina Attorney General's Office  
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