

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**  
**Sep 18 2023**  
SC Court of Appeals

Appeal from Darlington County

Roger E. Henderson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

ERIC ANTON GRAHAM,

APPELLANT

APPELLATE CASE NO. 2023-000160

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

Counsel for Eric Anton Graham respectfully requests a thirty (30) day extension from **September 18, 2023 until October 18, 2023**, 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. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Shemual N. Yisrael with the Court of Appeals on August 30, 2023. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Derrick A.

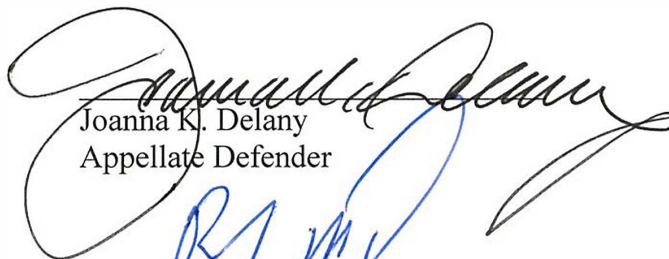
McIlwain with the Court of Appeals on August 24, 2023. Counsel submitted a proposed order to Judge Eugene C. Griffith in the remand case of The State v. Terrence O'Neil Frazier on August 15, 2023. Counsel appeared before the Honorable Deadra L. Jefferson via WebEx for reconstruction hearings in the cases of The State v. Marvin Donte Bryan and Breon Alexandre v. The State on August 8, 2023.

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 September 1, 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 September 30.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from **September 18, 2023 until October 18, 2023**. Counsel respectfully requests that the time limits for filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A large, stylized handwritten signature in black ink, which appears to read "Joanna K. Delany". The signature is written over a horizontal line.

Joanna K. Delany  
Appellate Defender

A smaller handwritten signature in blue ink, which appears to read "Robert M. Dudek". The signature is written over a horizontal line.

Robert M. Dudek  
Chief Appellate Defender

This 18th day of September, 2023.

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IN THE COURT OF APPEALS

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Honorable Roger E. Henderson, Circuit Court Judge  
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THE STATE,

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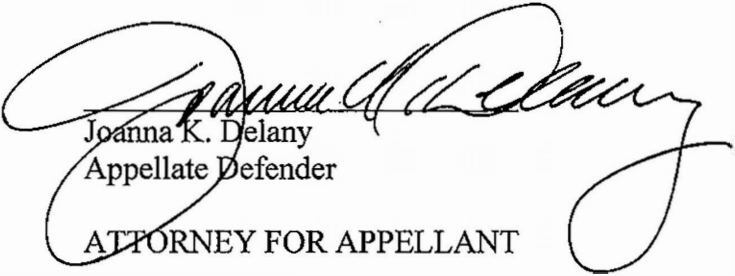
ERIC ANTON GRAHAM,

APPELLANT

APPELLATE CASE NO. 2023-000160  
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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 e-mail address listed in the Attorney Information System (AIS), this 18th day of September, 2023.

  
Joanna K. Delany  
Appellate Defender

ATTORNEY FOR APPELLANT

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