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Oct 02 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Lancaster County

William A. McKinnon, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

MANLY M. THOMPSON,

APPELLANT

APPELLATE CASE NO. 2022-001038

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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 Manly M. Thompson respectfully requests a **fourth and final thirty (30) day extension from October 2, 2023 until November 1, 2023** in which to serve and file the Initial Brief of Appellant and Designation of Matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth 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 with the Court today.
2. Counsel for Manly M. Thompson respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

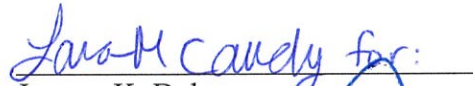
number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.


3. Counsel filed the Return to Petition for Writ of Certiorari in the case of The State v. Anthony Markale Porterfield with the Supreme Court on September 25, 2023. 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.

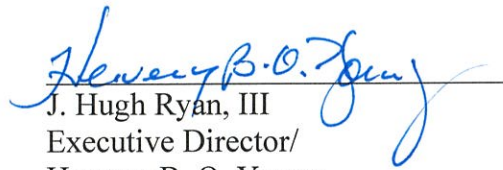
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from October 2, 2023 until November 1, 2023** in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

Respectfully submitted,

  
\_\_\_\_\_  
Joanna K. Delany  
Appellate Defender

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

  
\_\_\_\_\_  
J. Hugh Ryan, III  
Executive Director/  
Hervery B. O. Young  
Deputy Director and General Counsel/  
W. Lawrence Brown  
Deputy General Counsel and Training Director

This 2nd day of October, 2023.

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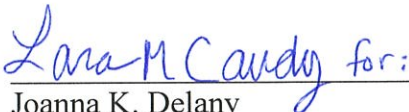
APPELLATE CASE NO. 2022-001038

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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 2nd day of October, 2023.

  
\_\_\_\_\_  
Joanna K. Delany  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Mcinnis, Sara](#)  
**To:** [mbrown@scag.gov](mailto:mbrown@scag.gov)  
**Cc:** [abennett@scag.gov](mailto:abennett@scag.gov); [Delany, Joanna](#)  
**Subject:** 2022-001038 The State v. Manly Thompson Fourth Extension  
**Date:** Monday, October 2, 2023 11:25:00 AM  
**Attachments:** [2022-001038 The State v. Manly M. Thompson Fourth Motion for Extension.pdf](#)

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Good Morning Ms. Brown,

Please find attached the fourth motion for extension in the above-referenced case, which will be filed with the Court of Appeals today via email filing.

Thank you,  
Sara

**Sara McInnis**  
Administrative Assistant  
South Carolina Commission on Indigent Defense  
Appellate Division  
(803) 734-1330