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Oct 19 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County

Honorable Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

VICTORIA C. THREATT,

APPELLANT

APPELLATE CASE NO. 2023-000467

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

The undersigned counsel respectfully requests a thirty day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.

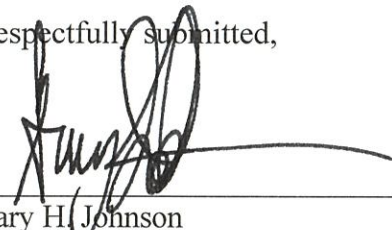
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Damyon M. Cotton v. The State with the Supreme Court on October 18, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Justin Tyler Ellaree Hopkins with the Court of Appeals on September 19, 2023. Counsel filed the initial brief

of appellant and designation of matter in the case of The State v. Candie Shearin with the Court of Appeals on August 31, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Demario Thompson v. The State with the Supreme Court on August 25, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Shaun Rogers v. The State with the Supreme Court on August 7, 2023.

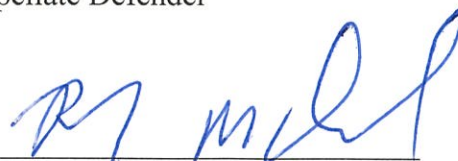
3. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through October 31, 2023. That emailed general consent was dated October 3, 2023.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. 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,



Gary H. Johnson
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 19th day of October, 2023.

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CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the motion for extension of time to file initial brief of appellant and designation of matter in the above-referenced case have been served upon Mark R. Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 19th day of October, 2023.



Gary H. Johnson
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Stock, Chris](#)
To: mfarthing@scag.gov; [Grace Sommer](#)
Cc: [Johnson, Gary](#)
Subject: Threatt, V. - 3rd Extension for Initial Brief of Appellant - 2023-000467
Date: Thursday, October 19, 2023 3:00:00 PM
Attachments: [Threatt, V. - 3rd Extension for Initial Brief of Appellant - 2023-000467.pdf](#)

Mr. Farthing,

Please find attached for service the 3rd Request for Extension for Initial Brief of Appellant and Designation of Matter for Victoria C. Threatt's appeal which will be filed today with the Court of Appeals.

Thank you.

Chris

Chris Stock
Administrative Assistant
Commission on Indigent Defense
Appellate Division
(803) 734-1330