

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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Nov 06 2023

Appeal from Sumter County

SC Court of Appeals

George M. McFadden, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

CELIA WINDHAM,

APPELLANT

APPELLATE CASE NO. 2023-000283

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

Counsel for Celia Windham respectfully requests a thirty (30) day extension from November 6, 2023, until December 6, 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 Petition for Writ of Certiorari and Appendix in the case of Jodi Stapleton v. The State with the Supreme Court on October 16, 2023. Counsel filed the Initial Brief

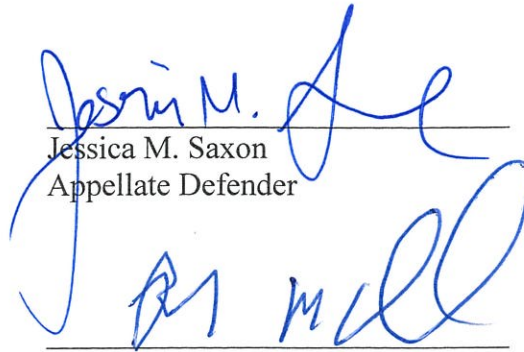
of Appellant and Designation of Matter in the case of The State v. Douglas S. Turner with the Court of Appeals on October 5, 2023. Counsel filed the Brief of Petitioner in the case of Holly Jo Thompson v. The State with the Court of Appeals on September 28, 2023. Counsel filed the Anders Brief of Appellant and Designation of Matter in the case of The State v. Rishard Lewis Geter with the Court of Appeals on September 22, 2023. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Scott Richard Rowan v. The State with the Supreme Court on September 18, 2023. Counsel filed the Anders Brief of Appellant and Designation of Matter in the case of The State v. Preston Hancock with the Court of Appeals on September 15, 2023. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Derrick Miller v. The State with the Supreme Court on September 6, 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.

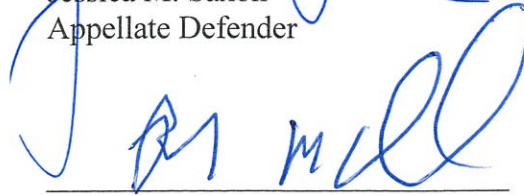
4. On October 31, 2023, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through November 30, 2023.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from November 6, 2023, until December 6, 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 handwritten signature in blue ink, appearing to read "Jessica M. Saxon", written over a horizontal line.

Jessica M. Saxon
Appellate Defender

A handwritten signature in blue ink, appearing to read "Robert M. Dudek", written over a horizontal line.

Robert M. Dudek
Chief Appellate Defender

This 6th day of November, 2023.

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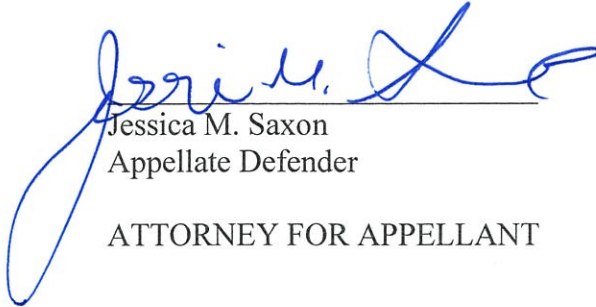
CELIA WINDHAM,

APPELLANT

APPELLATE CASE NO. 2023-000283

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 in the above-referenced case has been served upon Mark Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 6th day of November, 2023.



Jessica M. Saxon
Appellate Defender

ATTORNEY FOR APPELLANT