

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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Nov 08 2023

SC Court of Appeals

Appeal from Greenville County

Edward W. Miller, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

BALLAM JUSTIN ALEXANDER,

APPELLANT.

APPELLATE CASE NO. 2023-000275

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

Counsel for appellant respectfully requests a thirty (30) day extension, 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 Anders brief of appellant and record on appeal in the case of State v. Romane Clare with the Court of Appeals on November 6, 2023. Counsel filed the petition for rehearing in the case of State v. Ricky Manigo Dawson with the Court of Appeals on

November 3, 2023. Counsel filed the petition for rehearing in the case of State v. Kristy O. Davis with the Court of Appeals on November 1, 2023. From October 9, 2023 through October 11, 2023, counsel attended the Annual Public Defender Conference in Myrtle Beach. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Erick Eton Hewins v. State with the Supreme Court on October 6, 2023. Counsel had an oral argument in the case of State v. Ricky Manigo Dawson in the Court of Appeals on September 12, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Lance Miller v. State with the Supreme Court on August 30, 2023. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Jerel Marquis Heriot v. State with the Supreme Court on August 23, 2023. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Dezmon Monti Prince with the Court of Appeals on August 14, 2023. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Steven Lee Duncan with the Court of Appeals on August 9, 2023.

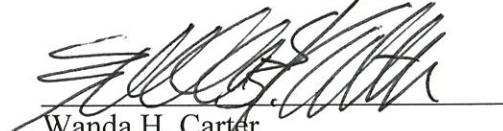
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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.

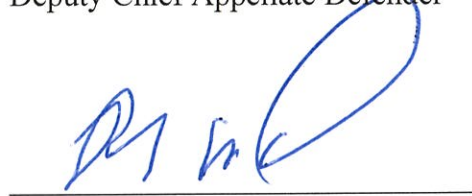
WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension. Counsel respectfully requests that the time limits for serving and filing the Initial

Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Wanda H. Carter
Deputy Chief Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 8th day of November, 2023.

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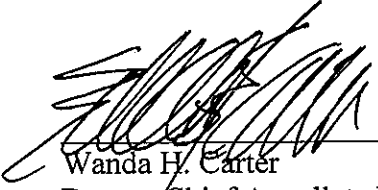
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APPELLATE CASE NO. 2023-000275

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 R. Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 8th day of November, 2022.



Wanda H. Carter
Deputy Chief Appellate Defender

ATTORNEY FOR APPELLANT