

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

Counsel for Victoria C. Threatt respectfully requests a **fourth and final thirty (30) day extension from November 20, 2023, until December 20, 2023**, in which to serve and file the initial brief of appellant and designation of matter in the above-referenced case. 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 on November 20, 2023.
2. Counsel for Victoria C. Threatt respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time.
3. Counsel filed the petition for writ of certiorari and accompanying appendix in the

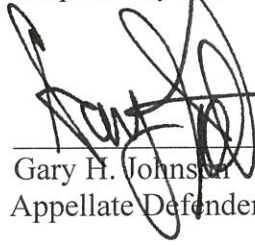
case of Martin Floyd v. The State with the Supreme Court on November 9, 2023. Counsel had an oral argument in the case of Carnie Norris v. The State before the Court of Appeals on November 7, 2023. Counsel filed the initial reply brief of appellant in the case of The State v. Nevelle Eberhart with the Court of Appeals on October 30, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Marc Palmer v. The State with the Supreme Court on October 20, 2023. 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.

4. Counsel makes this request in good faith and not for purpose of delay.

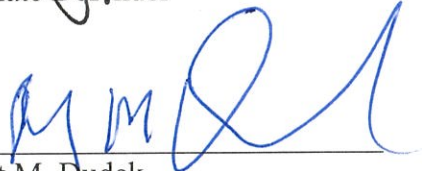
5. On October 31, 2023, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through November 30, 2023.

WHEREFORE, the undersigned counsel respectfully requests a **fourth and final thirty (30) day extension from November 20, 2023, until December 20, 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. 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.

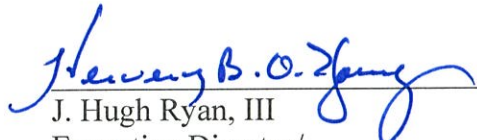
Respectfully submitted,



Gary H. Johnson
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



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

This 20th day of November, 2023.

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Nov 20 2023

SC Court of Appeals

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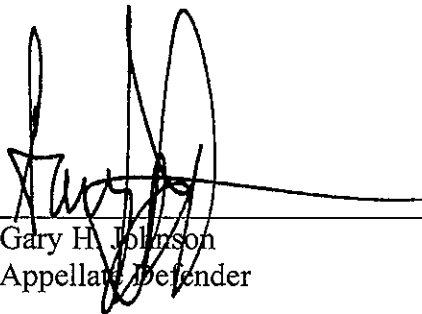
VICTORIA C. THREATT,

APPELLANT

APPELLATE CASE NO. 2023-000467

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 serve and file the initial brief of appellant and designation of matter 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 20th day of November, 2023.



Gary H. Johnson
Appellant Defender

ATTORNEY FOR APPELLANT

From: [Stock, Chris](#)
To: mfarthing@scag.gov; [Grace Sommer](#)
Cc: [Johnson, Gary](#)
Subject: Threatt, V. - 4th Extension for Initial Brief of Appellant - 2023-000467
Date: Monday, November 20, 2023 9:30:00 AM
Attachments: [Threatt, V. - 4th Extension for Initial Brief of Appellant - 2023-000467.pdf](#)

Mr. Farthing,

Please find attached for service the 4th 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