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Nov 28 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Sumter County  
Honorable Alison Renee Lee, Circuit Court Judge  
Appellate Case No. 2022-001551

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THE STATE,

Respondent,

vs.

WILLIAM LEE ROSEBORO, JR.,

Appellant.

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**MOTION FOR THIRD EXTENSION OF TIME WITHIN WHICH  
TO SERVE AND FILE INITIAL BRIEF OF RESPONDENT  
AND DESIGNATION OF MATTER**

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Respondent (“the State”), through its undersigned counsel, would respectfully show unto the Court as follows:

**I.**

The Initial Brief of Respondent and Designation of Matter are due to be served and filed on November 28, 2023.

**II.**

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the State moves for a **third** extension in the above-referenced criminal appeal and asks for an additional thirty days to complete the brief in this case. On November 1, 2023, the undersigned counsel filed a Final Brief of Respondent in The State v. Israel Mendoza Cervantes

(2022-001214). On November 28, 2023, the undersigned counsel filed an Initial Brief of Respondent and Designation of Matter in The State v. Wesley Ray Kyzer (2022-00358).

**III.**

The undersigned counsel submits this extension request is supported by good cause and is not intended for purposes of delay. The Brief in the above-referenced case has an important issue that must be addressed. The undersigned counsel is currently working on the Brief in this case and intends to have it finished in a timely manner. However, the undersigned counsel has not yet been able to finish the Brief due to a heavy workload. Accordingly, in order to ensure the Brief is properly researched and prepared, I would therefore request an additional extension of time within which to serve and file the Brief.

**WHEREFORE**, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty days from the date such relief is granted; hold the matter in abeyance pending a ruling on Respondent's motion; and grant such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON  
Attorney General

AMBREE M. MULLER  
Assistant Attorney General

By: 

Ambree M. Muller  
S.C. Bar Number 104213

I have reviewed and approved this extension request.

By:

  
Mark R. Farthing

Senior Assistant Deputy Attorney General

November 28, 2023

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THE STATE,

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Appellant.

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**PROOF OF SERVICE**

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I, Grace Sommer, certify I have served the within Motion for the Third Extension of Time Within Which to Serve and File Initial Brief of Respondent and Designation of Matter on Appellant by sending an electronic copy via email to the address listed in AIS for the following individual:

Jessica M. Saxon, Esquire  
S.C. Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, South Carolina 29211

I further certify all parties required by Rule to be served have been served.  
This 28<sup>th</sup> day of November, 2023.



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GRACE SOMMER  
Legal Assistant  
Office of the Attorney General

## Grace Sommer

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**From:** Grace Sommer  
**Sent:** Tuesday, November 28, 2023 4:16 PM  
**To:** Saxon, Jessica  
**Cc:** Ambree Muller; Stock, Chris  
**Subject:** The State v. William Lee Roseboro, Jr. (2022-001551)  
**Attachments:** ROSEBORO William - Third Extension Request (IBOR) (03445525xD2C78).PDF; ROSEBORO William - Substitution of Counsel Letter (03445521xD2C78).PDF

Good Afternoon Ms. Saxon,

Attached please find a substitution of counsel letter and a third extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter in The State v. William Lee Roseboro, Jr. (2022-001551). This request will be filed today with the South Carolina Court of Appeals via the AIS OneDrive System.

If you will, please confirm receipt of this email.

Thank you,

**Grace Sommer**, Legal Assistant  
South Carolina Attorney General's Office  
Criminal Appeals | Office 803-734-3835 | [gracesommer@scag.gov](mailto:gracesommer@scag.gov)  
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[scag.gov](http://scag.gov)



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