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Dec 08 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Richland County

Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

CLAYTON THOMAS JONES,

APPELLANT

APPELLATE CASE NO. 2022-001775

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

Counsel for Clayton Jones respectfully requests a thirty 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. On December 6, 2023, counsel had an oral argument in Rodney Bryan v. The State before the Court of Appeals. On December 6, 2023, counsel filed the initial brief of appellant and designation of matter in The State v. Raheem Grant with the Court of Appeals. On

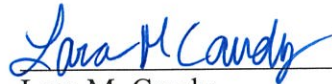
November 27, 2023, counsel filed the brief of petitioner in The State v. Nyquan Brown with the Supreme Court. On November 16, 2023, counsel, along with co-counsel, filed a petition for writ of certiorari in State of South Carolina v. Timothy Ray Jones, Jr. with the United States Supreme Court. On November 15, 2023, counsel had an oral argument in The State v. Montrelle Campbell before the Supreme Court. On November 9, 2023, counsel filed the petition for rehearing in James Carrier v. The State with the Court of Appeals. On November 1, 2023, counsel filed the petition for writ of certiorari and accompanying appendix in Edward Washington v. State with the Supreme Court. On October 18, 2023, counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in Dominic Leggette v. The State with the Supreme Court. From October 9, 2023 through October 11, 2023, counsel attended the Annual Public Defender Conference in Myrtle Beach. On October 6, 2023, counsel filed the initial brief of appellant and designation of matter in The State v. Thomas Henry Brown, Jr. with the Court of Appeals.

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 December 4, 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 December 31, 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,



Lara M. Caudy
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 8th day of December, 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 in the above referenced case has been served upon Mark Farthing, Esquire, at the primary email address listed in the Attorney Information System (AIS), this 8th day of December, 2023.



Lara M. Caudy
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Bryant, Hannah](#)
To: [Mark Farthing](#); [SC - COLLINS CAROLINE](#); [Caudy, Lara](#)
Subject: Clayton Jones Appellate Case No. 2022-001775 Extension 3
Date: Friday, December 8, 2023 10:26:00 AM
Attachments: [Clayton Jones Appellate Case No. 2022-001775 Extension 3.pdf](#)

Dear Mr. Farthing,

Please find attached for service a copy of the third extension in the above referenced case, which will be filed in the Court of Appeals today.

Hannah Bryant

Administrative Assistant
South Carolina Commission on Indigent Defense
Division of Appellate Defense
1330 Lady Street, Suite 401
(803)-734-1330