

RECEIVED

Dec 20 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Florence County

D. Craig Brown, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

QUINTERRIS JAVON CARMICHAEL,

APPELLANT

APPELLATE CASE NO. 2023-000162

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

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Counsel for Quinterris Javon Carmichael respectfully requests a **fifth and final ten (10) business day extension from Wednesday, December 20, 2023 until Tuesday, January 9, 2024, due to illness**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fifth 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 today.

2. Counsel for Quinterris Javon Carmichael respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Quintin Maurice Collins with this Court on December 6, 2023. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Manly M. Thompson with this Court on December 1, 2023. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Ray Kelly with this Court on November 28, 2023. Counsel filed the Petition for Rehearing in the case of The State v. Rodney Jerome Furtick with this Court on November 27, 2023. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Robert L. Moore v. State with the Supreme Court on November 22, 2023. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Eric Anton Graham with this Court on November 17, 2023. Counsel filed the Petition for Writ of Certiorari, the Petition for Writ of Certiorari pursuant to Austin v. State, and Appendix in the case of Henry Dukes v. State with the Supreme Court on November 13, 2023

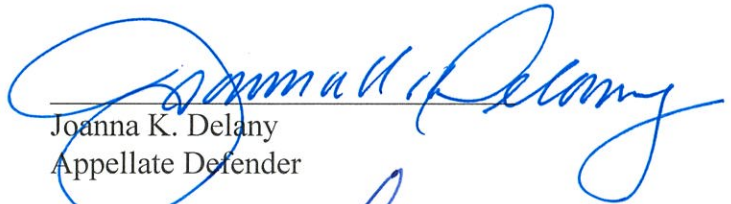
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

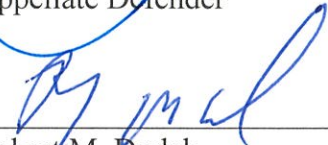
5. On December 4, 2023, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by

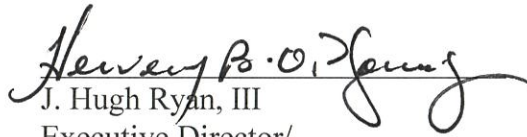
Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through December 31, 2023.

WHEREFORE, the undersigned counsel would respectfully request a **fifth and final ten (10) business day extension from Wednesday, December 20, 2023 until Tuesday, January 9, 2024, due to illness**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

Respectfully submitted,

  
\_\_\_\_\_  
Joanna K. Delany  
Appellate Defender

  
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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 December, 2023.

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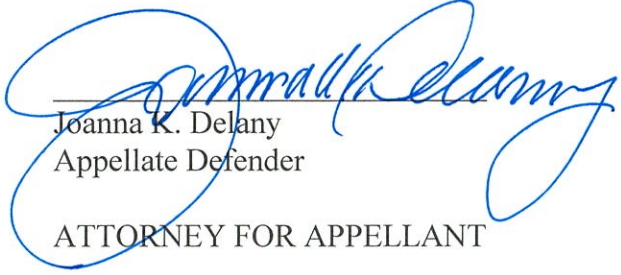
APPELLATE CASE NO. 2023-000162

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CERTIFICATE OF SERVICE

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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 Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 20th day of December, 2023.

  
Joanna K. Delany  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Warren, Kaylynn](#)  
**To:** [SC - BROWN MELODY](#)  
**Cc:** [Delany, Joanna](#); [Angela Brown](#)  
**Subject:** 2023-000162 The State v. Quinterris Javon Carmichael  
**Date:** Wednesday, December 20, 2023 8:31:00 AM  
**Attachments:** [2023-000162 The State v. Quinterris Javon Carmichael Fifth Motion for Extension and COS.pdf](#)

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Good Morning,

Attached for service in the above-referenced case is the Fifth Motion for Extension which will be filed today, December 20, 2023, with the Court of Appeals via email filing.

Respectfully,  
Kaylynn

**Kaylynn Warren**

Administrative Assistant  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
(803) 734-1330