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Jan 12 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal From Greenwood County
The Honorable Eugene C. Griffith, Jr., Circuit Court Judge

Appellate Case No: 2023-001439

STATE OF SOUTH CAROLINA,

Respondent/Appellant,

vs.

TERRENCE O'NEIL FRAZIER,

Appellant/Respondent.

MOTION FOR EXTENSION OF TIME

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

Appellant's Initial Brief and Designation Of Matter of Respondent/Appellant are due to the Court today, January 12, 2024, pursuant to two previous extensions granted by the Court.

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 Respondent moves for a third extension in the above referenced appeal. Due to work required in other cases pending before this Court, the South Carolina Supreme Court and the Supreme Court of the United States, I am unable to complete this Brief on time. Since the last extension was granted in this matter I filed an Initial Brief Of Respondent on December 13, 2023

in State v. Eugene Turner, Jr. (2022-001287). On December 15, 2023, I filed a Return To Petition For Writ Of Certiorari in Jarvis Stripling v. State (2023-000560). On December 15, 2023 I filed a Final Brief Of Respondent in State v. Nevelle Joshua Eberhart (2023-000234). On January 3, 2024, I filed an Initial Brief Of Respondent in State v. Shakoya Alexis Darby (2022-001127). I would therefore request a **third** extension of time within which to serve and file Appellant's Initial Brief and Designation Of Matter of Appellant/Respondent.


III.

This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of Appellant's Initial Brief and Designation Of Matter of Appellant/Respondent in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General



JOSHUA A. EDWARDS
Assistant Attorney General
SC Bar No. 101188

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ATTORNEYS FOR RESPONDENT

I have reviewed and approved this extension request.

By: 
Mark R. Farthing
Senior Assistant Deputy Attorney General

January 12, 2024

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PROOF OF SERVICE

I, Anne Mueller, certify that I have served the Motion for Extension of Time on Joanna Katherine Delany, Esquire, counsel of record for the Appellant, by sending one copy by electronic mail to the address listed for counsel in AIS.

I further certify that all parties required by Rule to be served have been served.
This 12th day of January 2024.



Anne A. Mueller
Legal Assistant for the Respondent

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From: [Anne Mueller](#)
To: ["jdelany@sccid.sc.gov"](mailto:jdelany@sccid.sc.gov)
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Bcc: [Victim Services](#)
Subject: State v. Terrence O'Neil Frazier, 2023-001439
Date: Friday, January 12, 2024 3:32:00 PM
Attachments: [image001.png](#)
[FRAZIER Terrence - 2023-001439 - Motion For Extension Of Time \(IBOR-3rd\) \(03477587xD2C78\).PDF](#)

Good afternoon, Ms. Delany.

Attached to this email is the State's Motion For Extension Of Time in the above matter.

Sincerely,

Anne Mueller

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