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Feb 02 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Charleston County

Deadra L. Jefferson, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

MARVIN DONTE BRYAN,

APPELLANT

APPELLATE CASE NO. 2017-001468

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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 Marvin Donte Bryan respectfully requests a **fourth and final thirty (30) day extension from February 2, 2024 until March 4, 2024**, 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 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 today.
2. Counsel for Marvin Donte Bryan 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.

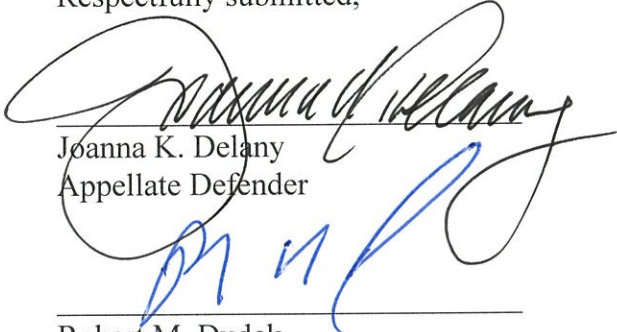
3. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Brian K. Spears v. The State with the Supreme Court on January 30, 2024. Counsel filed the Petition for Writ of Certiorari Pursuant to *Austin v. State* and the Appendix in the case of Breon Alexandre v. The State with the Supreme Court on January 18, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Quinterris Carmichael with this Court on January 9, 2024. Counsel filed the Initial Brief of Appellant in the case of The State v. Marcus Wigfall with this Court on January 5, 2024. 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.

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 January 31, 2024, opposing counsel, the Office of the Attorney General, 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 February 29, 2024.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from February 2, 2024 until March 4, 2024**, 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 2nd day of February, 2024.

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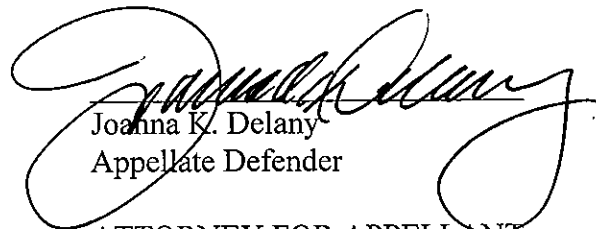
APPELLATE CASE NO. 2017-001468

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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 2nd day of February, 2024.

  
Joanna K. Delany  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Warren, Kaylynn](#)  
**To:** [SC - BROWN MELODY](#)  
**Cc:** [Delany, Joanna](#); [Angela Brown](#)  
**Subject:** 2017-001468 The State v. Marvin Donte Bryan  
**Date:** Friday, February 2, 2024 8:57:00 AM  
**Attachments:** [2017-001468 The State v. Marvin Donte Bryan Fourth Motion for Extension and COS.pdf](#)

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Good Morning,

Attached for service in the above-referenced case is the Fourth Motion for Extension which will be filed today, February 2, 2024, 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