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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HAMPTON AND BEAUFORT COUNTIES
Court of General Sessions

Clifton B. Newman, Circuit Court Judge

Appellate Case No: 2023-001493

The State of South Carolina,

Respondent,

v.

Cory Howerton Fleming,

Appellant.

FINAL MOTION FOR EXTENSION TO FILE INITIAL BRIEF
AND DESIGNATION OF MATTER

Undersigned counsel respectfully requests a three-week extension to file the initial brief and designation of matter in this case. The brief is nearly complete but raises complex legal issues as well as an issue of first impression in this state. Counsel requests additional time to ensure the issues are exhaustively researched and properly presented to this Court for resolution. Counsel has also had various hearings in both federal and state court which counsel has had to prepare for and which has impeded her ability to have this brief finalized. *USA v. James Griffin*, C/A: 3:23-cr-00554-SAL; *USA v. Martrell Johnson-Cooke*, C/A: 3:23-cr-00594-MGL; *State of South Carolina v. John Portee*, 06-GS-40-7437. Counsel respectfully requests a due date of **February 26, 2024**.

Respectfully submitted,

/s/ Elizabeth Franklin-Best
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February 4, 2024.

CERTIFICATE OF SERVICE

Counsel hereby certifies she has served a copy of this motion on Mark Farthing of the South Carolina Attorney General's Office by emailing it to him at mfarthing@scag.gov on this date, February 4, 2024.

/s/ Elizabeth Franklin-Best

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