

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Pickens County

Honorable Perry H. Gravely, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

RODNEY DAVID RIGGINS,

APPELLANT

APPELLATE CASE NO. 2023-000892

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

Counsel for Rodney David Riggins respectfully requests a **fourth and final thirty (30) day extension from March 13, 2024, until April 12, 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 Rodney David Riggins 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.

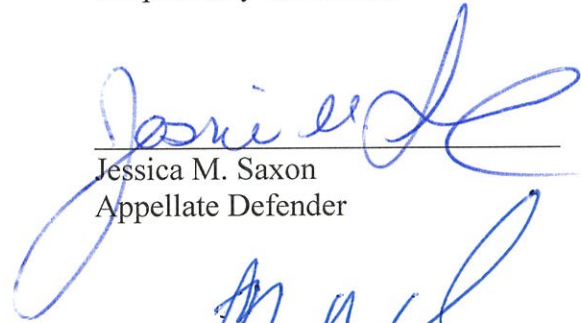
3. Counsel filed the Anders Brief of Appellant, Designation of Matter and Record on Appeal in the case of The State v. Michael Lindsay Faile with the Court of Appeals on March 12, 2024. Counsel filed the Brief of Petitioner in the case of Johnny Haggins v. The State with the Court of Appeals on February 23, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Justen L. Wilkes v. The State with the Supreme Court on February 12, 2024. Counsel appeared before the Court of Appeals for Oral Argument in the case of Devatee Tymar Clinton v. The State on February 6, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Demetrius A. Goodwin v. The State with the Supreme Court on January 16, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Jeremiah Johnson v. The State with the Supreme Court on January 8, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Celia Windham with the Court of Appeals on January 5, 2024. Counsel filed the Return to Petition for Writ of Certiorari in the case of Mitchell Rivers v. The State with the Supreme Court on January 2, 2024.

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.

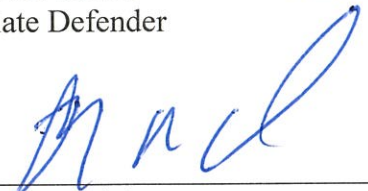
5. On February 28, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through March 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from March 13, 2024, until April 12, 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.

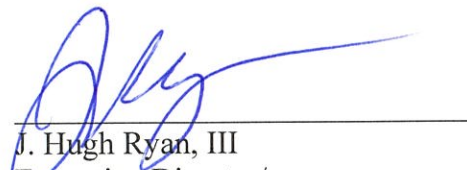
Respectfully submitted,



Jessica M. Saxon
Appellate Defender



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 13th day of March, 2024.

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SC Court of Appeals

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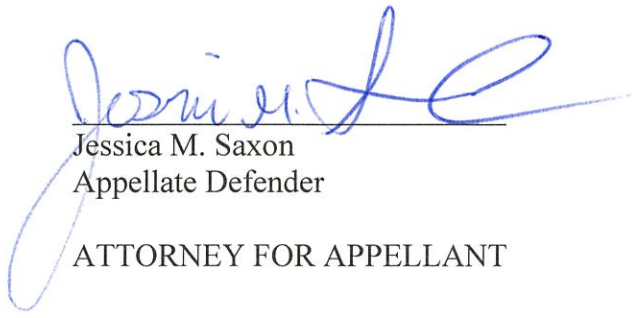
RODNEY DAVID RIGGINS,

APPELLANT

APPELLATE CASE NO. 2023-000892

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 e-mail address listed in the Attorney Information System (AIS), this 13th day of March, 2024.



Jessica M. Saxon
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Stock, Chris](#)
To: mfarthing@scag.gov; [SC - COLLINS CAROLINE](#)
Cc: [Saxon, Jessica](#)
Subject: Riggins, R. - 4th Extension for Brief and Designation - 2023-000892
Date: Wednesday, March 13, 2024 10:12:29 AM
Attachments: [Riggins, R. - 4th Extension for Brief and Designation - 2023-000892.pdf](#)

Mr. Farthing,

Please find attached for service the 4th Request for Extension for Initial Brief of Appellant and Designation of Matter for Rodney Riggins' appeal which will be filed today with the Court of Appeals.

Thank you.

Chris

Chris Stock
Administrative Assistant
Commission on Indigent Defense
Appellate Division
(803) 734-1330