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Mar 13 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Beaufort County
The Honorable Brooks P. Goldsmith, Circuit Court Judge
Appellate Case No. 2023-00475

THE STATE,

Respondent,

vs.

THOMAS LOUIS DAVIS,

Appellant.

**MOTION FOR FIFTH EXTENSION OF TIME WITHIN WHICH
TO SERVE AND FILE INITIAL BRIEF OF RESPONDENT
AND DESIGNATION OF MATTER**

Respondent, State of South Carolina, hereby moves for a fifth extension of time to file the Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal. Respondent submits the following:

1. The Initial Brief of Respondent and Designation of Matter are due to be filed and served March 13, 2024, pursuant to a fourth extension. Respondent requests a **fifth** extension to serve and file these documents, which is not made for the purpose of delay but supported by extraordinary circumstances including a heavy workload and counsel being out of the office due to illness.

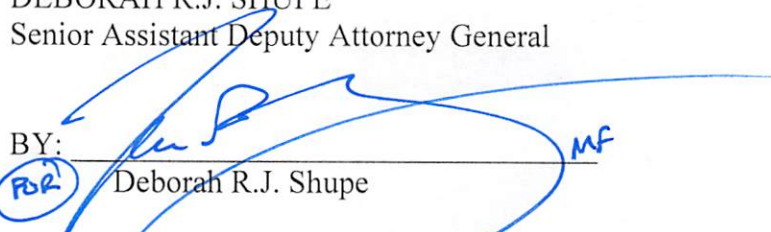
2. Counsel has worked on the Initial Brief and Designation of Matter but has been unable to complete the Brief prior to the due date. Counsel assures the Court completion of the Brief is a high priority, and she will work diligently to complete it.

Based on the foregoing, counsel for Respondent respectfully requests that this Court grant a third 30-day extension in which to file and serve the Initial Brief of Respondent and Designation of Matter in this case, and that all deadlines be held in abeyance pending resolution of this Motion.

Respectfully submitted,

ALAN WILSON
Attorney General

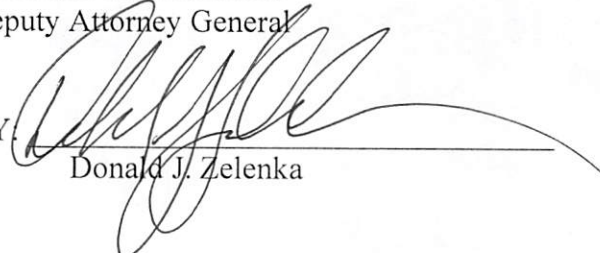
DEBORAH R.J. SHUPE
Senior Assistant Deputy Attorney General

BY:  MF
Deborah R.J. Shupe

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3970

I have reviewed and approved this extension request.

DONALD J. ZELENKA
Deputy Attorney General

BY: 
Donald J. Zelenka

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PROOF OF SERVICE

I, Grace Sommer, certify that I have served the Motion for Extension of Time on Jared S. Newman, Esquire, counsel of record for the Appellant, by sending it to her 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 13th day of March, 2024.



Grace Sommer
Legal Assistant

Office of Attorney General
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(803) 734-3737