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Mar 18 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Greenville County

Alex Kinlaw, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

BRAYLON L. MORRIS,

APPELLANT

APPELLATE CASE NO. 2023-000608

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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 Braylon L. Morris respectfully requests a **fourth and final thirty (30) day extension from March 18, 2024 until April 17, 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 Braylon L. Morris 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 appeared for Oral Argument in the case of The State v. Eric Emanuel English before the Supreme Court on March 6, 2024. Counsel filed the Return to Motion to Relieve Counsel in the case of Richard Douglas Waldrop v. The State with this Court on March 1, 2024. Counsel filed the Motion to Hold in Abeyance in the case of Marvin Donte Bryan v. The State with this Court on March 1, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Keylan J. Durham v. The State with the Supreme Court on February 26, 2024. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and Appendix in the case of The State v. Rodney Jerome Furtick with the Supreme Court on February 23, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Tyrone M. Benn v. The State with the Supreme Court on February 20, 2024. Counsel appeared for Oral Argument in the case of Brittany C. Foster v. The State before this Court on February 6, 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.

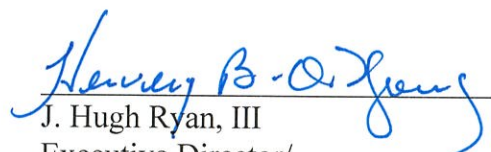
5. On February 29, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through March 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from March 18, 2024 until April 17, 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

  
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 18th day of March, 2024.

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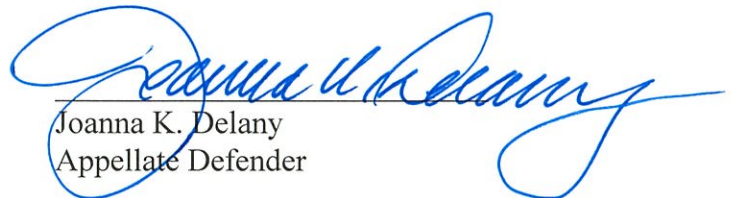
APPELLATE CASE NO. 2023-000608

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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 Mark Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 18th day of March, 2024.



Joanna K. Delany  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Warren, Kaylynn](#)  
**To:** [Mark Farthing](#)  
**Cc:** [Delany, Joanna](#); [Caroline Collins](#)  
**Subject:** 2023-000608 The State v. Braylon L. Morris  
**Date:** Monday, March 18, 2024 9:08:00 AM  
**Attachments:** [2023-000608 The State v. Braylon L. Morris 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, March 18, 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