

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Richland County

Robert E. Hood, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

GENARI MCNEIL,

APPELLANT

APPELLATE CASE NO. 2023-000591

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

Counsel for Genari McNeil respectfully requests a **fourth and final thirty (30) day extension from April 2, 2024 until May 2, 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 Genari McNeil 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 Initial Brief of Appellant and Designation of Matter in the case of Marvin Donte Bryan v. The State with this Court on April 1, 2024. Counsel filed the Petition for Rehearing in the case of Brittany C. Foster v. The State with this Court on March 28, 2024. Counsel appeared for Oral Argument in the case of The State v. Richard Kenneth Galloway before the Supreme Court on March 27, 2024. 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.

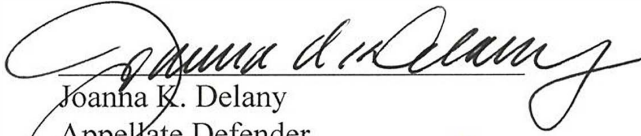
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be

requested.

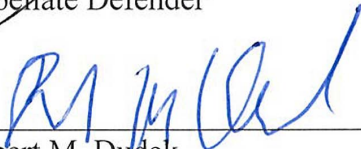
5. On March 29, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through April 30, 2024.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from April 2, 2024 until May 2, 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.

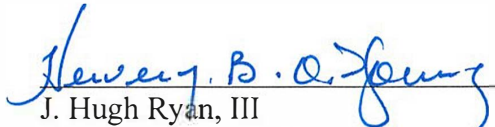
Respectfully submitted,



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 2nd day of April, 2024.

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SC Court of Appeals

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Honorable Robert E. Hood, Circuit Court Judge

THE STATE,

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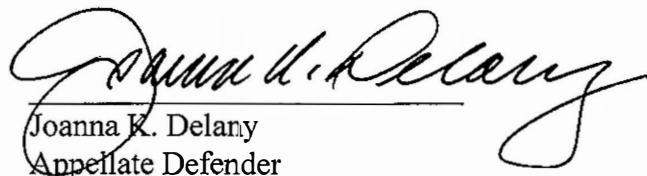
GENARI MCNEIL,

APPELLANT

APPELLATE CASE NO. 2023-000591

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 Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 2nd day of April, 2024.


Joanna K. Delany
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Warren, Kaylynn](#)
To: [SC - BROWN MELODY](#)
Cc: [Delany, Joanna](#); [Angela Brown](#)
Subject: 2023-000591 The State v. Genari McNeil
Date: Tuesday, April 2, 2024 8:35:00 AM
Attachments: [2023-000591 The State v. Genari McNeil Fourth Motion for Extension.pdf](#)

Good Morning,

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