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Apr 10 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Certiorari to Saluda County

Honorable Debra R. McCaslin, Circuit Court Judge

GERALD R. WILLIAMS,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2021-000783

MOTION FOR AN EXTENSION OF TIME
TO FILE THE PETITION FOR BRIEF OF PETITIONER

Counsel for Gerald R. Williams respectfully requests an extension of thirty (30) days from April 10, 2024 until May 9, 2024 in which to serve and file the Brief of Petitioner in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The Petition for Writ of Certiorari and Appendix are due to be served and filed with the Court today.
2. Counsel for Gerald R. Williams 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 his caseload, counsel hopes that no further extension requests will be required.

3. Counsel appeared for Oral Argument in the case of The State v. Phillip Lowery before the Supreme Court on March 26, 2024. Counsel filed the Return to Motion to Remand in the case of In the Matter of the Care and Treatment of Jeremiah James Pough with the Court of Appeals on March 7, 2024. Counsel filed the Anders Brief of Appellant and Record on Appeal in the case of The State v. Kenneth E. Parker with the Court of Appeals on February 28, 2024. Counsel filed the Initial Reply Brief of Appellant in the case of The State v. Justin Tyler Ellaree Hopkins with the Court of Appeals on February 20, 2024. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Carnie Norris with the Supreme Court on February 16, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Martin Dixon with the Court of Appeals on February 15, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Trenton M. Barnes v. The State with the Supreme Court on February 15, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Lee Dell Bradley v. The State with the Supreme Court on February 8, 2024.

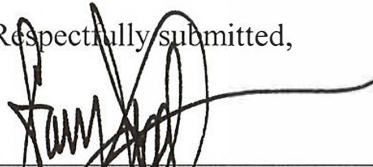
4. Counsel makes this request in good faith and not for purpose of delay.

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 31, 2024.


WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day

extension from April 10, 2024 until May 9, 2024, in which to serve and file the Brief of Petitioner in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the Brief of Petitioner be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Gary H. Johnson
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 10th day of April, 2024.

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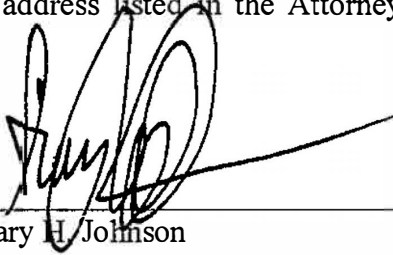
STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2021-000783

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 Donald J. Zelenka, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 10th day of April, 2024.



Gary H. Johnson
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Warren, Kaylynn](#)
To: [Zelenka, Don](#)
Cc: [Johnson, Gary](#); [Angela Brown](#); williamcorbett@scag.gov
Subject: 2021-000783 Gerald R. Williams v. The State
Date: Wednesday, April 10, 2024 9:20:00 AM
Attachments: [2021-000783 Gerald R. Williams v. The State Second Motion for Extension and COS- BOP.pdf](#)

Good Morning,

Attached for service in the above-referenced case is the Second Motion for Extension which will be filed today, April 10, 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