

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lee County
Honorable Diane Schafer Goodstein, Circuit Court Judge

Appellate Case Tracking No. 2022-000176

Johnny Haggins,

Respondent,

vs.

The State,

Petitioner.

**MOTION OUT OF TIME FOR SECOND EXTENSION
WITHIN WHICH TO SERVE AND FILE
BRIEF OF RESPONDENT**

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Brief of Respondent was due to be served and filed April 29, 2024. Due to a failure to calendar the due date, the undersigned asks this Court to accept the motion out of time.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the Respondent moves for a **second** extension in the above referenced appeal. Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this brief on time. The undersigned has completed several initial briefs,

Returns to Petition for Writ of Certiorari, and Briefs of Respondent. In addition, counsel participated in oral argument in this Court.

III.

This extension request is not intended for purposes of delay, but rather to ensure the Brief is properly researched and prepared. I would therefore request a second extension of time within which to serve and file the Initial Brief of Respondent.

WHEREFORE, Respondent prays that the Court hold this matter in abeyance until ruling on this motion, and extend the deadline for the service and filing of the Brief of Respondent in this case for thirty (30) days from the date such relief is granted; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

JOSHUA A. EDWARDS
Assistant Attorney General



Joshua A. Edwards
Assistant Attorney General
S.C. Bar No. 101188

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

ATTORNEYS FOR RESPONDENT

April 30, 2024

RECEIVED

Apr 30 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Charleston County
Honorable W. Jeffrey Young, Circuit Court Judge
Appellate Case Tracking No. 2016-001785

JOHNNY HAGGINS,

Petitioner,

vs.

THE STATE,

Respondent.

PROOF OF SERVICE

I, Anne A. Mueller, certify that I have served the Motion For Second Extension Out Of Time Within Which To Serve And File Initial Brief of Respondent on Appellant by electronic mail to Jessica M. Saxon, Esquire, counsel of record for the Petitioner.

I further certify that all parties required by Rule to be served have been served. This 30th day of April 2024.



Anne A. Mueller, Legal Assistant

Office of Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3727