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May 03 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Charleston County
The Honorable Bently Price, Circuit Court Judge

THE STATE,

Respondent,

v.

MAURICE TRIMAIN SINGLETON,

Appellant.

Appellate Case No. 2023-000553

**MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF
OF RESPONDENT AND DESIGNATION OF MATTER**

The undersigned counsel would respectfully request an extension in which to serve and file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. Undersigned counsel requests an additional ten (10) days to complete the brief. Opposing counsel has graciously consented to all extensions through May 31, 2024. This is the fifth request for an extension. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief and Designation of Matter are due Friday, May 3, 2024, according to this Court's Order dated April 9, 2024, granting Respondent's fourth extension request. Undersigned counsel for Respondent has had a number of state and federal matters to attend since April 3, 2024, that have hampered progress on the brief. Specifically, counsel has, in the last thirty days: prepared and submitted for filing a return in non-capital state post-conviction relief action to be heard in the May 2024 PCR term (*Miranda Graham, April 8, 2024*); filed a

return to petition for writ of mandamus pending the Supreme Court of South Carolina, (*Bobby Joe Barton, April 8, 2024*); prepared and submitted for filings returns and motions to dismiss and proposed conditional orders of dismissal in non-capital state post-conviction relief actions (*Bobby Joe Barton, April 9, 2024; John Mills, April 29, 2024*); prepared and filed documents regarding a new trial motion (*Charles Wakefield, supplemental reply (SC Supreme Court), April 15, 2024*); response to motions to preserve files and a motion for hearing prior to disclosure after assertion of privilege and/or exemption (circuit court), *April 16, 2024*); completed and filed a response withholding consent to file amicus in a capital federal habeas action appeal in the Fourth Circuit (*Stephen Corey Bryant, April 15, 2024*); completed and filed the brief of respondent in a non-capital post-conviction action (*Oshaun Robinson, April 18, 2024*); prepared and filed a response in opposition to motion for leave to file memorandum in a capital federal habeas corpus action (*Andres Torres, April 22, 2024*); edited, completed and filed a brief of respondent in another state post-conviction relief appeal (*Jason Black, April 22, 2024*); completed and filed the return in a capital state post-conviction relief action, and attended a hearing the following day in Sumter, South Carolina, to address appointment of counsel (*Timoth Ray Jones, April 25 and 26, 2024*); completed and filed a reply to response in opposition to motion for summary judgment in a non-capital federal habeas corpus action (*Brandon Adams, April 29, 2024*); and, worked to complete and send out the roster to set the May 13-17, 2024, term of court to hear non-capital post-conviction relief actions in Greenville, South Carolina. Further, undersigned counsel has been reviewing a response for reply in a capital federal habeas corpus action pending in district court (*William Dickerson*) and a reply in the circuit court new trial motion action listed above (*Charles Wakefield*). Additionally, counsel is preparing for argument to be presented in this Court on *Tuesday, May 7, 2024*, in a murder direct appeal (*Nathaniel Rowland*). Notably, Respondent has requested and

received assistance in completing research in order to complete this brief, and, cognizant of the time taken at this step in the process, will work diligently to complete the brief for filing within the time requested herein. However, counsel's involvement in the other matters as listed above has prevented counsel from timely completing the brief for filing within the time last granted. Consequently, this request is made from necessity and not for the purpose of simple delay.

WHEREFORE, counsel respectfully requests a ten (10) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter.

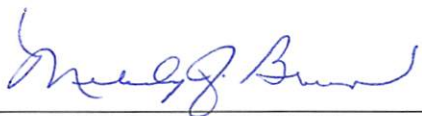
Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

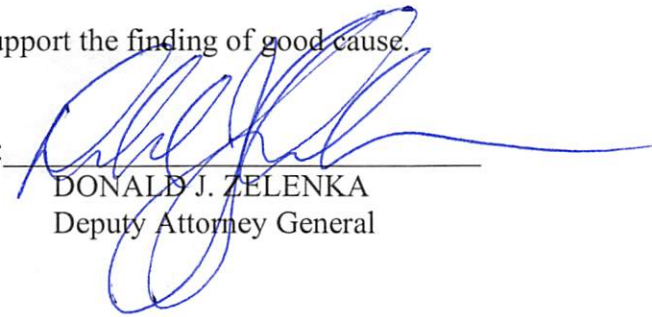
MELODY J. BROWN
Senior Assistant Deputy Attorney General
S.C. Bar No: 14244

Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

By: 
MELODY J. BROWN
ATTORNEYS FOR RESPONDENT

May 3, 2024.

I support the finding of good cause.

By: 
DONALD J. ZELENKA
Deputy Attorney General

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PROOF OF SERVICE

I, Angela Brown, am an employee of the Respondent, hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Motion for Extension Time, and Certificate of Service has been forwarded to Appellant's counsel, Kathrine H. Hudgins, Esquire via email today, May 3, 2024, to KHudgins@sccid.sc.gov, and to her assistant Chris Stock, at Cstock@sccid.sc.gov.

I further certify that all parties required by Rule to be served have been served.

This 3rd day of May, 2024.

s/ Angela Brown

Angela Brown
Legal Assistant to Melody J. Brown
Senior Assistant Deputy Attorney General

Angela Brown

To: khudgins@sccid.sc.gov
Cc: Stock, Chris; Melody Brown
Subject: The State v. Maurice Singleton (2023-000553)
Attachments: Singleton, Maurice - Motion for Extension to File IBOR - May 3, 2024 (03571666xD2C78).PDF

Ms. Hudgins, please find attached the state's motion for an extension of time to file the Initial Brief of Respondent and Designation of Matter in the above referenced appeal which will be filed with the Court of Appeals on today's date.

Thank you,
Angela Bennett Brown, Administrative Coordinator II
Office of the South Carolina Attorney General
Criminal Division | Office [803-734-0368](tel:803-734-0368) | Abennett@scag.gov
P.O. Box 11549 | Columbia, SC 29211



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