

RECEIVED

May 09 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County

Benjamin H. Culbertson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

TRAVONTAE J. MITCHELL,

APPELLANT

APPELLATE CASE NO. 2023-001323

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

Counsel for Travontae J. Mitchell respectfully requests a thirty (30) day extension from May 9, 2024 until June 10, 2024, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third 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 today.
2. Counsel appeared for Oral Argument in the case of The State v. Michael Christian

Barclay before this Court on May 8, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Genari McNeil with this Court on May 2, 2024. Counsel filed the Initial Reply Brief of Appellant in the case of The State v. Manly Maurice Thompson with this Court on April 24, 2024. Counsel filed the Johnson Petition for Writ of Certiorari in the case of Newitt R. Walker v. The State with the Supreme Court on April 22, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of State v. Braylon L. Morris with this Court on April 22, 2024. Counsel appeared for Oral Argument in the case of In the Matter of Thomas Griffin before the Supreme Court on April 16, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Timothy Harrison v. The State with the Supreme Court on April 5, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Marvin Donte Bryan with this Court on April 1, 2024.

3. This request is made in good faith, and not for purposes 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.

4. On May 1, 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 May 31, 2024.


WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from May 9, 2024 until June 10, 2024. Counsel respectfully requests that the time limits for

filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Joanna K. Delany
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 9th day of May, 2024.

RECEIVED

May 09 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Horry County

Honorable Benjamin H. Culbertson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

TRAVONTAE J. MITCHELL,

APPELLANT

APPELLATE CASE NO. 2023-001323

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 Mark Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 9th day of May, 2024.


Joanna K. Delany
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Warren, Kaylynn](#)
To: [Mark Farthing](#)
Cc: [Delany, Joanna](#); [Caroline Collins](#)
Subject: 2023-001323 The State v. Travontae J. Mitchell
Date: Thursday, May 9, 2024 9:04:00 AM
Attachments: [2023-001323 The State v. Travontae J. Mitchell Third Motion for Extension.pdf](#)

Good Morning,

Attached for service in the above-referenced case is the Third Motion for Extension which will be filed today, May 9, 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