

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
May 13 2024
SC Court of Appeals

Appeal from Horry County

William H. Seals, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

MARQUIS SHAWN BROWN,

APPELLANT.

APPELLATE CASE NO. 2023-001482

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

Counsel for Marquis Shawn Brown respectfully requests a thirty (30) day extension 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. On May 7, 2024, counsel had an oral argument in The State v. Nathaniel Rowland before the Court of Appeals. On April 30, 2024, counsel filed the initial brief of appellant and designation of matter in The State v. James Earl Smith with the Court of Appeals. On April 25,

2024, counsel filed the initial brief of appellant and designation of matter in The State v. Mavric Smith with the Court of Appeals. On April 12, 2024, counsel filed the return to the petition for rehearing in The State v. Mark Hailey with the Court of Appeals. On April 5, 2024, counsel filed the return to the petition for writ of certiorari to the Court of Appeals in The State v. Donnielle Matthews with the Supreme Court. On April 3, 2024, counsel filed the initial brief of appellant and designation of matter in The State v. Robert Lee Belcher with the Court of Appeals. On March 27, 2024, counsel filed the petition for writ of certiorari and accompanying appendix in Mark Earls v. The State with the Supreme Court. On March 21, 2024, counsel filed the brief of appellant and designation of matter in The State v. Fernando Wright with the Court of Appeals.

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.

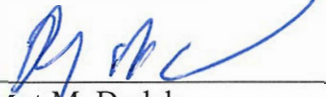
4. On April 30, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through May 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension. 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,



Lara M. Caudy
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 13th day of May, 2024.

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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 13th day of May, 2024.



Lara M. Caudy
Appellate Defender

ATTORNEY FOR APPELLANT