

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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**RECEIVED**  
**May 13 2024**  
SC Court of Appeals

Appeal from Beaufort County  
The Honorable Brooks P. Goldsmith, Circuit Court Judge  
Appellate Case No. 2023-000475

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THE STATE,

Respondent,

vs.

THOMAS LOUIS DAVIS,

Appellant.

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**MOTION FOR SEVENTH AND FINAL EXTENSION OF TIME  
WITHIN WHICH TO SERVE AND FILE INITIAL BRIEF OF  
RESPONDENT AND DESIGNATION OF MATTER**

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Respondent, State of South Carolina, hereby moves for a **seventh** and **final** extension of time to serve and file the Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal. Respondent submits the following in support of the requested relief:

1. The Initial Brief of Respondent and Designation of Matter are due to be filed and served May 13, 2024, pursuant to a sixth extension. Respondent requests a **seventh** and **final** extension to serve and file these documents, which is not made for the purpose of delay but supported by extraordinary circumstances including a heavy workload, counsel's inability to obtain important digital exhibit copies designated by the Appellant and needed to complete the Initial Brief of Respondent in this case, and supervisory and administrative responsibilities both in and outside of the office.

2. Counsel's attempts to obtain the exhibits included contacting the Beaufort County Clerk of Court's Office, the assistant solicitor who prosecuted the case and Appellant's counsel. An Assistant Attorney General went to the Beaufort County Clerk of Court's Office to obtain copies of the exhibits, but due to technology issues at the Clerk's Office, he was unable to obtain a copy of a critical digital exhibit. Both the solicitor and Appellant's counsel offered to send a copy of the exhibit, which was received on May 9<sup>th</sup>. Counsel now has copies of all the exhibits needed to properly prepare this Brief.

3. Counsel has worked extensively on the Initial Brief of Respondent and Designation of Matter, but has been unable to complete it due to the missing exhibit. Counsel assures the Court completion of the brief is a high priority, and she will work diligently to complete it. Accordingly, in order to ensure the brief is properly researched and prepared, counsel requests an additional extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

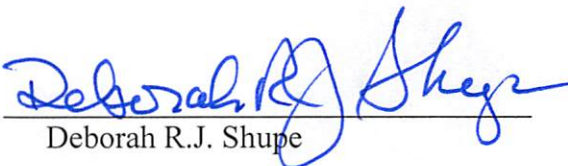
4. The undersigned consulted with Appellant's counsel and he consented to the requested extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

Based on the foregoing, Respondent respectfully requests that this Court grant a seventh and final 30-day extension in which to file and serve the Initial Brief of Respondent and Designation of Matter in this case, and that all deadlines be held in abeyance pending resolution of this Motion.

Respectfully submitted,

ALAN WILSON  
Attorney General

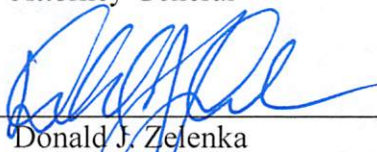
DEBORAH R.J. SHUPE  
Senior Assistant Deputy Attorney General

BY:   
Deborah R.J. Shupe


Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3970

I have reviewed and approved this extension request.

DONALD J. ZELENKA  
Deputy Attorney General

BY:   
Donald J. Zelenka

W. JEFFREY YOUNG  
Chief Deputy Attorney General

BY:   
W. Jeffrey Young

May 13, 2024

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**PROOF OF SERVICE**

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I, Grace Sommer, certify that I have served the Motion for Extension of Time on Jared S. Newman, Esquire, counsel of record for the Appellant, by sending it to him by electronic mail to the address listed for counsel in AIS.

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

This 13<sup>th</sup> day of May, 2024.



Grace Sommer  
Legal Assistant

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