

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas
R. Lawton McIntosh, Circuit Court Judge

C.A. No. 2022-CP-23-04923
APPELLATE CASE NO. 2023-001265

The State Respondent,

vs

Michael Carl Zieminski Appellant.

**Respondent’s Third Motion for Extension of
Time to File Initial Respondent’s Brief and
Designation of Matter**

The Respondent requests that the Court of Appeals extend the Respondent’s deadline for filing its Initial Respondent’s Brief and Designation of Matter to be Included in the Record on Appeal by 14 days for a third time because of extraordinary family medical issues affecting the Respondent’s attorney. As we informed the Court in our prior motion for extension, Respondent’s attorney’s mother died on May 9, 2024. While Respondent’s attorney’s mother was in the ICU, Respondent’s attorney’s father-in-law was diagnosed with inoperable cancer and was hospitalized until June 8, 2024, when he was transferred to a hospice facility with all treatment and sustenance withdrawn. Respondent’s attorney has been in Columbus, Georgia assisting with his father-in-law’s illness and will be supporting his wife during his

father-in-law's hospice stay. These matters will render Respondent's attorney unable to complete an initial brief and designations for the record by the current June 14, 2024 deadline. This motion marks the Respondent's third request for an extension of time, we only make this request because of these back-to-back family emergencies.

The current due date for the Respondent's initial brief and record designations is June 14, 2024. We are requesting that this Court extend the deadline to June 28, 2024.

Respondent's counsel has consulted with Appellant's counsel prior to submission of this motion and request for extension. Appellant's counsel has confirmed the Appellant's consent to this request.

Respectfully submitted,

s/Christopher R. Antley
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Attorneys for the Respondent

Date: June 11, 2024
Greenville, South Carolina

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Certificate of Service

I, the undersigned attorney with the attorney’s office for the Respondent, hereby certify that on June 11, 2024, I served counsel for Appellant with Respondent’s Third Motion for Extension of Time to File Initial Respondent’s Brief and Designation of Matter by emailing copies of the same to the following address registered in the South Carolina Attorney Information System (AIS):

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Date: June 11, 2024

Greenville, South Carolina