

RECEIVED

Jun 12 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Horry County

William H. Seals, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

MARQUIS SHAWN BROWN,

APPELLANT.

APPELLATE CASE NO. 2023-001482

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

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Counsel for Marquis Shawn Brown respectfully requests a **fourth and final thirty (30) day extension until July 12, 2024** in which to serve and file the Initial Brief of Appellant and Designation of Matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth 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 with the Court today.
2. Counsel for Marquis Shawn Brown respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

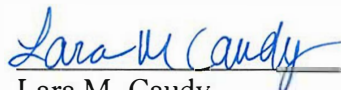
3. On June 11, 2024, counsel filed the brief of petitioner in Carrol Washington v. The State with the Court of Appeals. On June 7, 2024, counsel filed the petition for writ of certiorari and accompanying appendix in Orlando Coleman v. The State with the Supreme Court. On June 3, 2024, counsel filed the petition for writ of certiorari and accompanying appendix in Fred Freeman v. The State with the Supreme Court. On May 29, 2024, counsel filed the initial brief of appellant and designation of matter in The State v. Trevor Irvin with the Court of Appeals. On May 22, 2024, counsel filed the initial brief of appellant and designation of matter in The State v. Michael Youman with the Court of Appeals. 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.

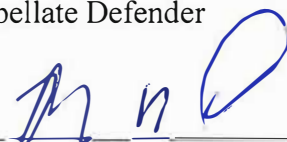
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

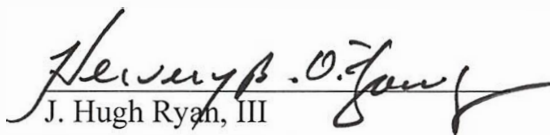
5. On May 30, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through June 30, 2024.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension until July 12, 2024** in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

Respectfully submitted,

  
\_\_\_\_\_  
Lara M. Caudy  
Appellate Defender

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

  
\_\_\_\_\_  
J. Hugh Ryan, III  
Executive Director/  
Hervery B. O. Young  
Deputy Director and General Counsel/  
W. Lawrence Brown  
Deputy General Counsel and Training Director

This 12th day of June, 2024.

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THE STATE,

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MARQUIS SHAWN BROWN,

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APPELLATE CASE NO. 2023-001482  
\_\_\_\_\_

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 12th day of June, 2024.

  
\_\_\_\_\_  
Lara M. Caudy  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Mcinnis, Sara](#)  
**To:** [mbrown@scag.gov](mailto:mbrown@scag.gov)  
**Cc:** [abennett@scag.gov](mailto:abennett@scag.gov); [Caudy, Lara](#)  
**Subject:** 2023-001482 The State v. Marquis Brown Extension 4  
**Date:** Wednesday, June 12, 2024 8:53:00 AM  
**Attachments:** [2023-001482 The State v. Marquis Brown Extension 4.pdf](#)

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Good Morning Ms. Brown,

Please find attached for service in the above-referenced case the fourth motion for an extension of time to serve and file the initial brief of appellant and designation of matter. This motion will be filed with the Court of Appeals today, June 12, 2024, via email filing.

Thank you!

**Sara McInnis**

Administrative Assistant  
South Carolina Commission on Indigent Defense  
Appellate Division  
(803) 734-1330