

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Jun 14 2024

SC Court of Appeals

Appeal from Pickens County
The Honorable Perry H. Gravely, Circuit Court Judge

THE STATE,

Respondent,

v.

TYCHRISTIAN LADSON,

Appellant.

Appellate Case No. 2023-000372

**MOTION FOR FOURTH EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty (30) day extension up to and including July 17, 2024 in which to file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. Opposing counsel has graciously consented to all requests through June 30, 2024. Respondent's Initial Brief and Designation of Matter is due Monday, June 17, 2024, as per this Court's Order dated May 16, 2024, granting Respondent's third extension request. The undersigned attorney for the Respondent has had a number of state and federal matters to attend since May 16, 2024.:

1. Counsel is continuing to work on and prepare for an *Evidentiary Hearing* scheduled for the week of July 29, 2024, regarding Intellectual Disability in the matter of Bobby Wayne Stone v. Bryan P. Stirling, Commissioner South Carolina Department of Corrections, and Lydell

Chestnut, Deputy Warden, Broad River Correctional Institution, a matter pending in the Circuit Court;

2. Counsel prepared and litigated in *Post Conviction Relief hearings* on Tuesday, May 14, 2024, in Greenville, South Carolina for the following cases: (a) Sheldon A. Brown v. The State, Case 2022-CP-23-2311; (b) Daniel Perry v. The State, Case 2021-CP-23-3701; (c) Christopher Kennan v. The State, Case 2022-CP-23-568; (d) Adam Byrum v. The State, Case 2021-CP-23-4035; (e) Melvin Wingate v. The State, Case 2022-CP-23-1277; (f) Miranda Graham v. The State, Case 2022-CP-39-1061, matters pending in the Circuit Court;

3. Counsel prepared and litigated in a *Post Conviction Relief hearing* on Wednesday, May 15, 2024, in Greenville, South Carolina for the following case: Keldrekus Oglesby v. The State, case 2020-CP-23-542;

4. Counsel filed the *Supplemental Return and Memorandum of Law in Support of Summary Judgment* on May 16, 2024 in the matter of Joey Lynn Clark, SCDC #187595 vs. Kenneth Nelson, Warden Broad River Correctional Institution, C/A No: 8:23-cv-06175-RMG-JDA, a matter pending in this Court;

5. Counsel completed and filed the *Motion for Summary Judgment and Return and Memorandum of Law in Support of Motion Summary Judgment* on May 22, 2024, in the matter of K. C. Langford vs., Donnie Stonebreaker, Jr. Warden, Evans Correctional Institution, C/A No. 9:20-cv-1298-DCC-BM, a matter pending in the District Court.

6. Counsel prepared and conducted a *deposition* with Dr. Kimberly Kruse on May 31, 2024 @ 11:00am in the Capital Post Conviction Relief Case of Bobby Wayne Stone, v. State of South Carolina, 2018-CP-43-01205.

7. Counsel filed the *Initial Brief & Designation of Matter* on June 13, 2024, in the case of The State v. Jeremy Savoy Cornish, Appellate Case 2022-002536, a matter pending in the South Carolina Court of Appeals;

8. Counsel is working on an *Initial Brief and Designation of Matter*, due on July 3, 2024 and on Fifth Extension, The State v. Eric Graham, Appellate Case No. 2023-000160, a matter pending in the South Carolina Court of Appeals;

9. Counsel is working on an *Initial Brief and Designation of Matter*, due on July 3, 2024 and on Fourth Extension, The State v. Reno Rodreigus Blakely, Appellate Case No. 2023-000218.

WHEREFORE, for all the foregoing reasons, the undersigned counsel respectfully requests that the court accept this motion and grant a thirty (30) day extension of time to serve and file the Return in this matter.

Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General
No. 07979


TOMMY EVANS, JR.
Assistant Attorney General
No. 7448

Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

By: s/ Tommy Evans, Jr.
ATTORNEYS FOR RESPONDENT

[signature page continued next page]

I support the finding of good cause.

By: 
MELODY J. BROWN
Senior Assistant Deputy Attorney General

I too support the finding of good cause.

By: _____
DONALD J. ZELENKA
Deputy Attorney General

June 14, 2024.

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PROOF OF SERVICE

I, Tommy Evans, Jr., hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Fourth Extension to file the Initial Brief of Respondent, Designation of Matter, and Proof of Service has been forwarded to Appellant's counsel, Robert M. Dudek, Esq., via email today, June 14, 2024 to Sarah Shipe Sshipe@sccid.sc.gov, and to her assistant, Sarah McInnis to SMcInnis@sccid.sc.gov.

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

This is the 14th day of June 2024

s/Tommy Evans, Jr.
Tommy Evans, Jr.
S.C. Bar No. 12990
Post Office Box 11549
Columbia, South Carolina 29211

ATTORNEY FOR RESPONDENT