

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Lexington County  
The Honorable Thomas W. Cooper, Circuit Court Judge  
Appellate Case No. 2023-001288

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THE STATE,

Respondent,

vs.

STEVEN DANIEL BROWN,

Appellant.

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

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Respondent (“the State”), through its undersigned counsel, would respectfully show unto the Court as follows:

**I.**

The Initial Brief of Respondent and Designation of Matter are due to be served and filed on June 21, 2024.

**II.**

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the State moves for a **fourth** extension in the above-referenced criminal appeal and asks for an additional thirty days to complete the brief in this case. In the past few weeks, the undersigned counsel has filed an Initial Brief of Respondent and Designation of Matter in the

Court of Appeals in The State v. Justin Brodie Granet (2023-000288); has filed a Brief of Respondent in the South Carolina Supreme Court in The State v. Brandon Jerome Clark (2023-000641); has filed a Final Brief of Respondent in the Court of Appeals in The State v. Nyasia Marie Grant (2023-000696); has filed an Initial Brief of Respondent and Designation of Matter in The State v. Shemual Nahum Ben Yisrael (2022-001044); and has filed a Return to Petition for Writ of Certiorari in the South Carolina Supreme Court in David James Welch v. State of South Carolina (2023-000811).

### III.

The undersigned counsel submits this extension request is supported by extraordinary circumstances and is not intended for purposes of delay. The Brief in the above-referenced case has required significant research because the case involves four important issues. The undersigned counsel is currently working on the Brief in this case and intends to have it finished in a timely manner. However, the undersigned counsel has not yet been able to finish the Brief due to a heavy workload. Accordingly, in order to ensure the Brief is properly researched and prepared, I would therefore request an additional extension of time within which to serve and file the Brief.

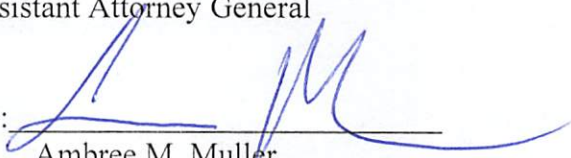
**WHEREFORE**, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty days from the date such relief is granted; hold the matter in abeyance pending a ruling on Respondent's motion; and grant such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON  
Attorney General

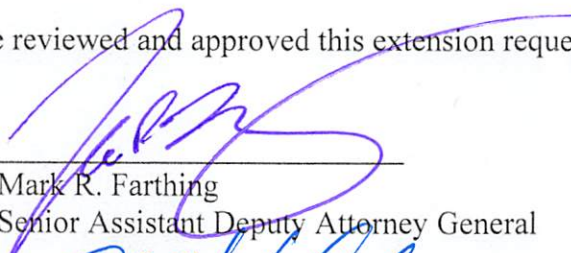
AMBREE M. MULLER  
Assistant Attorney General

By: \_\_\_\_\_

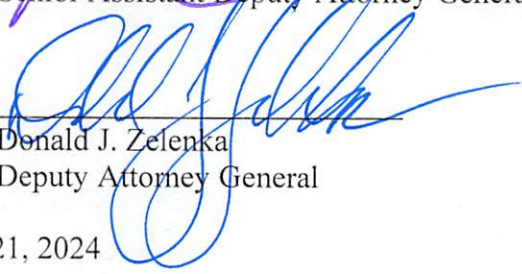
  
Ambree M. Muller  
S.C. Bar Number 104213

I have reviewed and approved this extension request.

By: \_\_\_\_\_

  
Mark R. Farthing  
Senior Assistant Deputy Attorney General

By: \_\_\_\_\_

  
Donald J. Zelenka  
Deputy Attorney General

June 21, 2024

**RECEIVED**

**Jun 21 2024**

**SC Court of Appeals**

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**PROOF OF SERVICE**

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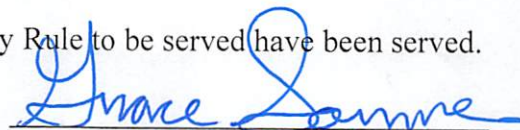
I, Grace Sommer, certify I have served the within Motion for Fourth Extension of Time Within Which to Serve and File Initial Brief of Respondent and Designation of Matter on Appellant by sending an electronic copy via email to the address listed in AIS for the following individual:

Dayne C. Phillips, Esquire  
Price Benowitz LLP  
1614 Taylor Street  
Suite D  
Columbia, SC 29201

Jason T. Yonge, Esquire  
Williams, Stitley & Brink, PC  
PO Box 39  
Lexington, SC 29071

Robert T. Williams, Sr.  
Williams, Stitley & Brink, PC  
PO Box 39  
Lexington, SC 29071

I further certify all parties required by Rule to be served have been served.  
This 21<sup>st</sup> day of June, 2024.



GRACE SOMMER  
Legal Assistant  
Office of the Attorney General