

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Richland County

Honorable Clifton Newman, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

ANTONIO VASHON BARNES, JR.

APPELLANT.

APPELLATE CASE NO. 2023-001390

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

Counsel for Antonio Vashon Barnes respectfully requests a thirty (30) day extension in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third 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 today.

2. On June 19, 2024, counsel had an oral argument in The State v. Nyquan Brown before the Supreme Court. On June 11, 2024, counsel filed the brief of petitioner in Carroll 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.

3. This request is made in good faith, and not for purposes 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.

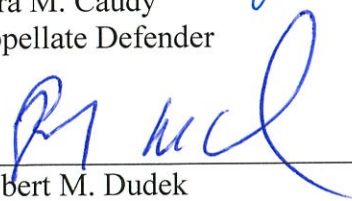
4. On May 30, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through June 30, 2024.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension. Counsel respectfully requests that the time limits for filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Lara M. Caudy
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 24th day of June, 2024.

RECEIVED

Jun 24 2024

SC Court of Appeals

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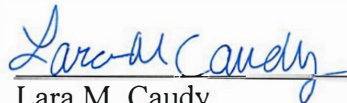
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CERTIFICATE OF SERVICE

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 24th day of June, 2024.



Lara M. Caudy
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Mcinnis, Sara](#)
To: mbrown@scag.gov
Cc: abennett@scag.gov; [Caudy, Lara](#)
Subject: 2023-001390 The State v. Antonio V. Barnes, Jr. Extension 3
Date: Monday, June 24, 2024 9:37:00 AM
Attachments: [2023-001390 The State v. Antonio V. Barnes, Jr. Extension 3.pdf](#)

Good Morning Ms. Brown,

Please find attached for service in the above-referenced case the third 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 24, 2024, via email filing.

Thank you!

Sara McInnis

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