

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Pickens County

R. Scott Sprouse, Circuit Court Judge

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JASON ERVIN BLACK,

RESPONDENT-PETITIONER,

V.

STATE OF SOUTH CAROLINA,

PETITIONER-RESPONDENT.

APPELLATE CASE NO. 2021-000525

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MOTION FOR AN EXTENSION OF TIME TO  
SERVE AND FILE THE BRIEF OF RESPONDENT  
ON BEHALF OF RESPONDENT-PETITIONER

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Counsel for Jason Ervin Black respectfully requests a thirty (30) day extension from July 1, 2024, until July 31, 2024, in which to serve and file the Brief of Respondent on behalf of Respondent-Petitioner 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 Brief of Respondent on behalf of Respondent-Petitioner in this case is due to be served and filed today.
2. Counsel was a speaker at the Case Law Update CLE on June 21, 2024. Counsel

filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Alonza Marable with this Court on June 21, 2024. Counsel filed the Brief of Appellant in the case of The State v. Tommy Long with this Court on June 3, 2024. Counsel presented oral argument in the case of The State v. Ricky Bernard Brown before this Court on June 3, 2024. Counsel filed the Brief of Appellant in the case of The State v. Carlos A. Cesmas-Gomez with this Court on May 29, 2024. Counsel presented oral argument in the case of In the Matter of Ronald Gregg in the Supreme Court on May 22, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Adam D. Lawless in this Court on April 26, 2024. Counsel filed the Return to Petition for Writ of Certiorari in the case of Tyreek Hayes v. The State with the Supreme Court on April 17, 2024. Counsel filed the Brief of Appellant in the case of In the Matter of Christopher T. Wilder with this Court on April 3, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Daryl L. Sutton v. The State with the Supreme Court on April 1, 2024. Counsel filed the Brief of Appellant in the case of The State v. Thomas S. McFadden with this Court on March 14, 2024

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 June 26, 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 July 31, 2024.

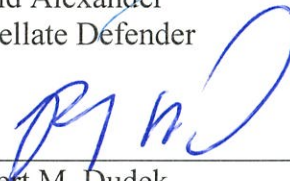
WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from July 1, 2024, until July 31, 2024. Counsel respectfully requests that the time limits for filing the Brief of Respondent on behalf of Respondent-Petitioner be held in abeyance pending a ruling on this motion.

Respectfully submitted,



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David Alexander  
Appellate Defender



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Robert M. Dudek  
Chief Appellate Defender

This 1st day of July, 2024.

**RECEIVED**

**Jul 01 2024**

**SC Court of Appeals**

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CERTIFICATE OF SERVICE

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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 Julianna E. Battenfield, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 1st day of July, 2024.



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David Alexander  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Pollard, Shelby](#)  
**To:** [Julianna Battenfield](#); [Brandy Rankin](#)  
**Cc:** [Alexander, David](#)  
**Subject:** 2021-000525 Jason Ervin Black v. The State - 3rd Ext for Brief of Respondent on Behalf of Respondent-Petitioner  
**Date:** Monday, July 1, 2024 2:03:00 PM  
**Attachments:** [3rd Ext for Brief of Respondent on Behalf of Respondent-Petitioner.pdf](#)

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Good Afternoon,

Attached for service in the above-referenced case is the third motion for extension in which to serve and file the Brief of Respondent on Behalf of Respondent-Petitioner. This will be filed today, July 1, 2024, with the Court of Appeals via email filing.

Thank you,  
Shelby

**Shelby Pollard**

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