

RECEIVED

Jun 28 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

On Writ of Certiorari to Lee County  
Honorable Diane Schafer Goodstein, Circuit Court Judge  
Appellate Case No. 2022-000176

---

JOHNNY HAGGINS,

Petitioner,

vs.

STATE OF SOUTH CAROLINA,

Respondent.

---

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

---

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

**I.**

The Brief of Respondent is due to be served and filed on June 28, 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 post-conviction relief appeal and asks for an additional thirty days to complete the brief in this case. Earlier this week, the undersigned counsel filed a Petition for Writ of Certiorari and Appendix in the Supreme Court in State v. Mark Anthony Hailey, Jr. and a Brief of Respondent in the Court of Appeals in Levern McCrea v. State of South Carolina. Additionally, in the last few weeks, the undersigned

counsel has filed an Initial Brief of Respondent and Designation of Matter in the Court of Appeals in State v. Celia Windham, State v. Lillian Mae Bates, and State v. Randy Lee Flower, and filed a Final Brief of Appellant in the Court of Appeals in State v. Juan Manuel Ramirez Sandoval.

**III.**


The undersigned counsel submits this extension request is supported by extraordinary circumstances and is not intended for purposes of delay. 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, other significant challenges that have resulted from substantial staffing issues that continue to be experienced by the undersigned counsel’s office. 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 Brief of Respondent 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

JOSHUA A. EDWARDS  
Assistant Attorney General

By:   
Joshua A. Edwards  
S.C. Bar Number 101188

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 28, 2024

**RECEIVED**

**Jun 28 2024**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

On Writ of Certiorari to Lee County  
Honorable Diane Schafer Goodstein, Circuit Court Judge  
Appellate Case No. 2022-000176

---

JOHNNY HAGGINS,

Petitioner,

vs.

STATE OF SOUTH CAROLINA,

Respondent.

---

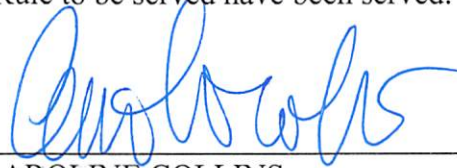
**PROOF OF SERVICE**

---

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

Jessica M. Saxon, Esquire  
S.C. Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, South Carolina 29211

I further certify all parties required by Rule to be served have been served.  
This 28<sup>th</sup> day of June, 2024.



---

CAROLINE COLLINS  
Administrative Support Manager  
Office of the Attorney General