

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County
The Honorable Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

Respondent,

v.

BRADLEY W. WALKER,

Appellant.

Appellate Case No. 2023-000139

**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 August 19, 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 July 31, 2024. Respondent’s Initial Brief and Designation of Matter is due Friday, July 19, 2024, as per this Court’s Order dated June 18, 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 June 18, 2024. Specifically:

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

2. Counsel filed the *Initial Brief and Designation of Matter* on June 20, 2024, in the matter of The State v. Eric Graham, Appellate Case No. 2023-000160, a matter pending in this Court;

3. Counsel filed the *Reply to Response in Opposition to Motion for Summary Judgment* in the Federal Habeas case K. C. Langford v. Donnie Stonebreaker, Jr., Warden Evans Correctional Institution on June 26, 2024, a matter pending in the District Court;

4. Counsel filed the *Initial Brief and Designation of Matter*, on July 3, 2024, in the matter of The State v. Reno Rodreigus Blakely, Appellate Case No. 2023-000218, a matter pending in this Court;

5. Counsel filed the *Return and Memorandum of Law in Support of Summary Judgment and Motion for Summary Judgment* in the matter of Derrick Fishburne v. Lavern Cohen on July 8, 2024, C/A No. 0:24-CV-01210-JD-PJD, a matter pending in the District Court;

6. Counsel conducted a *Deposition* on July 11, 2024, of Dr. Stephen Greenspan in the capital matter of Gary Dubose Terry v. State of South Carolina, C/A No. 2022-CP-32-0924, a matter pending in the Circuit Court;

7. Counsel prepared and filed with the Sumter County Clerk of Court the Respondent's *Motion for Date Certain Determination for Finalizing Discovery & Proof of Service* on July 12, 2024, in the matter of Bobby Wayne Stone v. State of South Carolina;

8. Counsel prepared and filed with the Sumter County Clerk of Court the Respondent's *Response to Applicant's Motion to Compel Discovery & Proof of Service* on July 12, 2024, in the matter of Bobby Wayne Stone v. State of South Carolina;

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

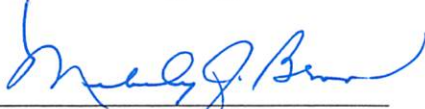
TOMMY EVANS, JR.
Assistant Attorney General
No. 7448

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: 
W. JEFFREY YOUNG
Chief Deputy Attorney General

July 16, 2024.

RECEIVED

Jul 16 2024

SC Court of Appeals

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THE STATE,

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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, July 16, 2024 to RDudek@sccid.sc.gov, and to his assistant, Shelby Pollard to SPollard@sccid.sc.gov.

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

This is the 16th day of July 2024

s/Tommy Evans, Jr.

Tommy Evans, Jr.

S.C. Bar No. 12990

Post Office Box 11549

Columbia, South Carolina 29211

ATTORNEY FOR RESPONDENT

Brandy Rankin

From: Brandy Rankin
Sent: Tuesday, July 16, 2024 9:46 AM
To: Dudek, Robert
Cc: spollard@sccid.sc.gov; Tommy Evans, Jr.
Subject: Bradley W. Walker - Appellate Case No. 2023-000139 - Fourth Extension to file the Initial Brief and Designation of Matter
Attachments: Walker.Bradly - Fourth Extension to file Initial Brief Designation of Matter - signed, 7-16-24 (03635359xD2C78).pdf
Importance: High
Follow Up Flag: Worldox

Dear Mr. Dudek,

Please find attached the Respondent's Fourth Motion for Extension to file the Initial Brief and Designation of Matter and the Proof of Service to the same in the above captioned case. These documents will be filed with the South Carolina Court of Appeals today, Tuesday, July 16, 2024 a long with a copy of this email. Have a great day!

Sincerely,
Brandy Rankin

Brandy Rankin, Legal Assistant to Tommy Evans, Jr.
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
803-734-6305



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