

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM COLLETON COUNTY
General Sessions Court
Honorable Robert J. Bonds

Appellate Case No. 2024-000432

State of South Carolina.....Respondent

v.

Antwan McMillan..... Appellant

APPELLANT’S MOTION FOR AN EXTENSION OF TIME

The Appellant, Antwan McMillan, by and through undersigned counsel, hereby moves this Court for a thirty (30) day extension of time in which to file Appellant’s Opening Brief and Joint Appendix. The brief and appendix are currently due on July 31, 2024. This is the first extension request for this matter.

This initial request is based upon undersigned’s case load. Undersigned is a solo practitioner. As such, there are busy times and less busy times. On today, undersigned filed a federal appellate brief in the case captioned United States v. Bolden, 24-4100 (4th Cir.). Undersigned was appointed to that case in February, 2024, after the notice of appeal was filed in this case, but the briefing schedule was issued in the Bolden case on June 17, 2024, before the briefing schedule was issued in this case. Further, undersigned was also appointed to the appellate case captioned United States v. Profit, 23-4452 (4th Cir.). Undersigned was appointed

to the Profit case before either of these cases but that case remained held in abeyance pending a ruling on a related issue from the United States Supreme Court. Briefing in that case was set on June 30, 2024; one day before the briefing was set in the case at bar.

In addition, during the last 6 weeks, undersigned had an aunt and an uncle die in unrelated events. Undersigned served as a pallbearer in his uncle's funeral. Further, on July 15, 2024, undersigned spent the day selecting a public defender as a member of the Fourteenth Circuit Public Defender Selection Committee. Then undersigned served as a faculty member at the first R Scott Joye Trial Clinic from July 17-20, 2024 at the Joe Rice School of Law in Columbia.

Therefore, counsel respectfully requests that this Court grant the Appellant an additional thirty (30) days in which to file and serve the opening brief and joint appendix in this matter.

Respectfully Submitted:

July 31, 2024

/s/ James A. Brown, Jr.
James A. Brown, Jr.
SC Bar No.: 12213
Counsel for the Appellant

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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM COLLETON COUNTY
General Sessions Court
Robert J. Bonds, Circuit Court Judge

Appellate Court Case No.: 2024-000432

State of South Carolina, Respondent

v.

Antwan McMillan, Appellant

PROOF OF SERVICE

I certify that I have served the Motion for Extension of Time on the Respondent on July 31, 2024 by providing a copy, postage prepaid, to Mark R. Farthing, SC Attorney General's Office, PO Box 11549, Columbia, SC 29211. Copies were also served by emailing the same to, mfarthing@scag.gov as listed in the Lawyers Desk Book.



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July 31, 2024

VIA US Mail & EMAIL: ctappfilings@sccourts.org

The Honorable Jenny Abbott Kitchings

Clerk, South Carolina Court of Appeals

Post Office Box 11629

Columbia, South Carolina 29211

Re: State of South Carolina v. Antwan McMillan

Motion for Extension of Time

Case No.: 2024-000432

Dear Ms. Kitchings:

Under cover of this letter, I have enclosed a Motion for Extension of Time and Proof of Service in the above-referenced case.

Thank you for your assistance in this matter. If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

/s/James A. Brown, Jr.

James A. Brown, Jr.

Law Offices of Jim Brown, P.A.

Enclosures (noted)

cc: Mark Farthing, Office of the SC Attorney General's Office, via US Mail & Email