

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Pickens County

Honorable G. D. Morgan, Jr., Circuit Court Judge

THE STATE,

RESPONDENT,

V.

PAUL E. LAMBERTH,

APPELLANT

APPELLATE CASE NO. 2023-001827

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

Counsel for Paul E. Lamberth respectfully requests a thirty (30) day extension from August 5, 2024, until September 4, 2024, 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. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case

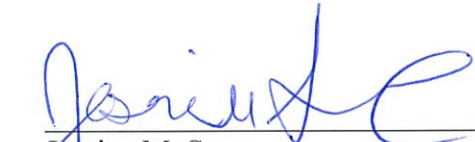
of Samuel Campbell v. The State with the Supreme Court on July 19, 2024. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Kendell A. Gamble v. The State with the Supreme Court on July 19, 2024. Counsel filed the Anders Brief of Appellant and Record on Appeal in the case of The State v. Rekeem L. Ware with the Court of Appeals on July 12, 2024. Counsel filed the Reply Brief of Appellant in the case of The State v. Celia Windham with the Court of Appeals on July 1, 2024. Counsel filed the Reply Brief of Appellant in the case of The State v. Lillian Mae Bates with the Court of Appeals on June 24, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Larenzoe Epps v. The State with the Supreme Court on June 20, 2024. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Sterling Maybin v. The State with the Supreme Court on June 6, 2024. Counsel had an oral argument in the case of Justin Cone v. The State before the Supreme Court on May 23, 2024. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Derrick Dupree v. The State with the Supreme Court on May 22, 2024. Counsel filed the Return to Petition for Rehearing in the case of Devatee Tymar Clinton v. The State with the Court of Appeals on May 16, 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 July 31, 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 August 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from August 5, 2024, until September 4, 2024. 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,



Jessica M. Saxon
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 5th day of August, 2024.

RECEIVED

Aug 05 2024

SC Court of Appeals

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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 Mark R. Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 5th day of August, 2024.



Jessica M. Saxon
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Leverett, Scott](#)
To: [SC - FARTHING MARK](#)
Cc: [SC - COLLINS CAROLINE](#); [Saxon, Jessica](#)
Subject: 2023-001827 - Lamberth, Paul - Extension 3
Date: Monday, August 5, 2024 10:14:00 AM
Attachments: [2023-001827 - Lamberth, Paul - Extension 3.pdf](#)

Dear Mr. Farthing,

Attached please find a copy of the third extension in the above referenced case that is being filed today with the Court of Appeals.

-Scott Leverett
Admin. Asst. for Jessica Saxon
Appellate Defense