

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County

Honorable William H. Seals, Circuit Court Judge

RECEIVED
Aug 12 2024
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MICAH PRESSLEY,

APPELLANT

APPELLATE CASE NO. 2023-001799

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

Counsel for Micah Pressley, respectfully requests a **fourth and final thirty (30) day extension from August 12, 2024, until September 11, 2024**, in which to serve and file the initial brief of appellant and designation of matter in the above-referenced case. This is a fourth 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 with the Court on August 12, 2024.
2. Counsel for Micah Pressley respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time.

3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Ernest Floyd Jackson II v. The State with the Supreme Court on July 25, 2024. Counsel filed the petition for writ of certiorari pursuant to Austin v. State in the case of Ernest Floyd Jackson II v. The State with the Supreme Court on July 25, 2024. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Benjamin Dubois with the Court of Appeals on July 19, 2024. Counsel filed the petition for rehearing in the case of The State v. Wendy Michelle Green with the Court of Appeals on July 15, 2024. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Dalonte Green v. The State with the Supreme Court on July 2, 2024. Counsel filed the return in opposition to motion to strike in the case of Maurio D. Rivers v. The State with the Court of Appeals on June 27, 2024. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Maurice Mitchell v. The State with the Supreme Court on June 12, 2024. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Don Leequin Brown with the Court of Appeals on June 12, 2024. Counsel had an oral argument in the case of The State v. Alexander Rhue, Jr. before the Supreme Court on June 6, 2024. Counsel filed the initial brief of respondent and designation of matter in the case of The State v. Christopher Quick with the Court of Appeals on June 4, 2024.

4. Counsel makes this request in good faith and not for purpose of delay.

5. 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 respectfully requests a **fourth and final thirty (30) day extension from August 12, 2024, until September 11, 2024**, in which to serve and file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. 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,



Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervey B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training Director

This 12th day of August, 2024.

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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 of time to serve and file the initial brief of appellant and designation of matter 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 12th day of August, 2024.



Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR APPELLANT

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