

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Greenwood County

Honorable Eugene C. Griffith, Jr., Circuit Court Judge  
\_\_\_\_\_

THE STATE,

APPELLANT,

V.

TERRENCE O'NEIL FRAZIER,

RESPONDENT

APPELLATE CASE NO. 2023-001439  
\_\_\_\_\_

MOTION FOR AN EXTENSION OF TIME TO  
SERVE AND FILE THE INITIAL BRIEF OF RESPONDENT  
AND DESIGNATION OF MATTER  
\_\_\_\_\_

Counsel for Terrence O'Neil Frazier respectfully requests a **fourth and final thirty (30) day extension from August 28, 2024 until September 27, 2024**, in which to serve and file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth request for an extension. In support of this request, counsel shows:

1. The Initial Brief of Respondent and Designation of Matter in this case are due to be served and filed with the Court today.
2. Counsel for Terrence O'Neil Frazier respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

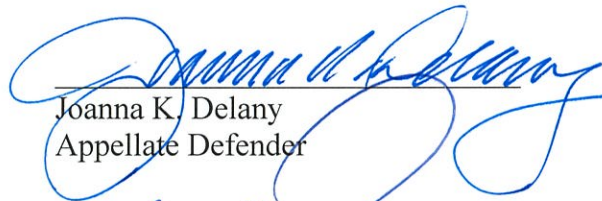
3. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Ty Leic Dae Jhon Chaneyfield with this Court on August 20, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Frank L. Mills with this Court on August 5, 2024. Counsel filed the *Johnson* Petition for Writ of Certiorari and the Appendix in the case of Jaycoby Terreak Williams v. The State with the Supreme Court on August 5, 2024. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Steven Levon Williams v. The State with the Supreme Court on July 31, 2024. Counsel filed the Brief of Petitioner in the case of Ronnie C. Swofford v. The State with this Court on July 22, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Travontae Mitchell with this Court on July 17, 2024. Counsel filed the Petition for Writ of Certiorari, the Brief of Appellant Pursuant to *White v. State*, and the Appendix in the case of Gerald Akeem Gadsden v. The State with the Supreme Court on July 8, 2024.

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

5. On July 29, 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 **fourth and final thirty (30) day extension from August 28, 2024 until September 27, 2024**, in which to serve and file the Initial Brief of Respondent and Designation of Matter in this case based upon the above exigent circumstances.

Respectfully submitted,



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Joanna K. Delany  
Appellate Defender



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Robert M. Dudek  
Chief Appellate Defender



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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 28th day of August, 2024.

**RECEIVED**

**Aug 28 2024**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA

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Appeal from Greenwood County

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THE STATE,

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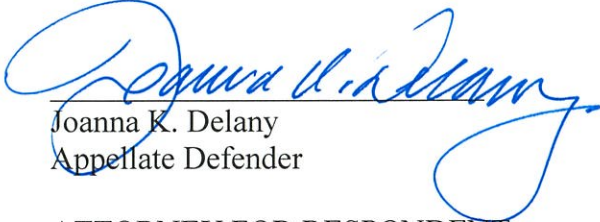
TERRENCE O'NEIL FRAZIER,

RESPONDENT

APPELLATE CASE NO. 2023-001439  
\_\_\_\_\_

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 Joshua A. Edwards, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 28th day of August, 2024.

  
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Joanna K. Delany  
Appellate Defender

ATTORNEY FOR RESPONDENT

**From:** [Warren, Kaylynn](#)  
**To:** [Josh Edwards](#)  
**Cc:** [Delany, Joanna](#); [Susan Spencer](#)  
**Subject:** 2023-001439 The State v. Terrance O'Neil Frazier  
**Date:** Wednesday, August 28, 2024 9:52:00 AM  
**Attachments:** [2023-001439 The State v. Terrance O'Neil Frazier Fourth Motion for Extension IBOR.pdf](#)

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Good Morning,

Attached for service in the above-referenced case is the Fourth Motion for Extension which will be filed today, August 28, 2024, with the Court of Appels via email filing.

Respectfully,  
Kaylynn

**Kaylynn Warren**

Administrative Assistant  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
(803) 734-1330