

RECEIVED

Aug 28 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Greenville County

Honorable Perry H. Gravely, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

JAMES ORIAN GREGORY,

APPELLANT.

APPELLATE CASE NO. 2024-000072

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

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Counsel for appellant 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 Appellant 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 Appellant and Designation of Matter in this case are due to be served and filed with the Court today.
2. Counsel for appellant 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.

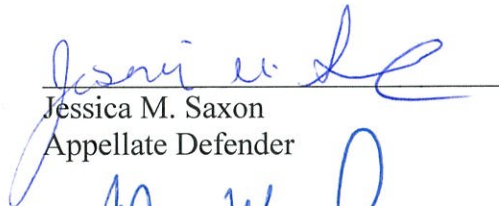
3. Counsel will file the Initial Brief of Appellant and Designation of Matter in the case of The State v. James Major with the Court of Appeals, today, August 28, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Kyle Mouzon with the Court of Appeals on August 21, 2024. Counsel filed the Anders brief of appellant pursuant to White v. State in the case of The State v. Edward Kik with the Supreme Court on August 12, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Edward Kirk v. The State with the Supreme Court on August 12, 2024. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Demond Derrick Burgess v. The State with the Supreme Court on August 12, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Joyce Stover with the Court of Appeals on August 12, 2023. Counsel filed the Reply Brief of Appellant in the case of The State v. Johnny Haggins with the Court of Appeals on August 9, 2024. 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.

4. 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

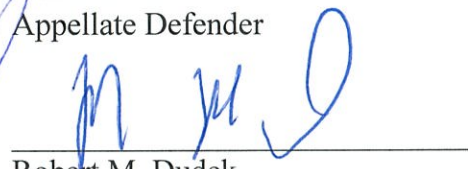
Attorney General Donald J. Zelenka for all Appellate Defense extensions through August 31, 2024.

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 Appellant and Designation of Matter in this case based upon the above exigent circumstances.

Respectfully submitted,



Jessica M. Saxon  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender



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

This 28th day of August, 2024.

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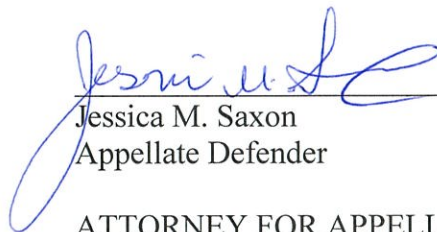
APPELLATE CASE NO. 2024-000072

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CERTIFICATE OF SERVICE

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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 28th day of August, 2024.

  
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Jessica M. Saxon  
Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Leverett, Scott](#)  
**To:** [SC - FARTHING MARK](#)  
**Cc:** [SC - COLLINS CAROLINE](#); [Saxon, Jessica](#)  
**Subject:** 2024-000072 - Gregory, James - Extension 4  
**Date:** Wednesday, August 28, 2024 1:52:00 PM  
**Attachments:** [2024-000072 - Gregory, James - Extension 4.pdf](#)

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Dear Mr. Farthing,

Attached please find a copy of the fourth 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