

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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Appeal from Horry County  
The Honorable Benjamin H. Culbertson, Circuit Court Judge

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THE STATE,

Respondent,

v.

DON LEEQUIN BROWN,

Appellant.

Appellate Case No. 2023-001336

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**MOTION FOR THIRD EXTENSION OF TIME TO FILE  
INITIAL BRIEF OF RESPONDENT AND  
DESIGNATION OF MATTER**

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The undersigned counsel would respectfully request a thirty (30) day extension up to and including October 28, 2024, in which to file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. Opposing counsel has graciously consented to all requests through September 30, 2024. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief and Designation of Matter is due Friday, September 27, 2024, as per this Court's Order dated August 28, 2024, granting Respondent's second extension request. The undersigned attorney for the Respondent has had a number of state and federal matters to attend to since August 2024. Specifically,

1. Counsel completed and filed the Return and Memorandum in Support of Summary Judgment in the matter of Earnest Maurice Allen v. Warden Jackson, C/A 4:24-cv-2899-BHH-TER on August 23, 2024, a matter pending in the District Court;
2. Counsel completed and filed the Return and Memorandum in Support of Summary Judgment in the matter of Gary A. White, Jr. v. Director Bryan Stirling, C/A 0:24-cv-2595-DCN-SVH, on September 9, 2024, a matter pending in the District Court;
3. Counsel completed and filed the Initial Brief and Designation of Matter on September 18, 2024, in the case of The State v. Bradley Wayne Walker, Appellate Case No. 2023-000139, a matter pending in this Court;
4. Counsel is working on the Initial Brief and Designation of Matter in the case of The State v. Marvin Donte Bryan, Appellate Case No. 2017-001468, a matter pending in this Court and on Fifth Extension;
5. Counsel is working on the Post Hearing Brief in the Post Conviction Relief Death Penalty case of Ricky Lee Blackwell v. State of South Carolina, 2018-CP-42-928, due on October 21, 2024;
6. In light of these other work obligations, counsel has been unable to complete the Initial Brief of Respondent and Designation of Matter in the captioned matter;
7. This request is not made for the purpose of delay but in light of the foregoing.

WHEREFORE, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief and Designation of Matter.

Respectfully submitted,

ALAN WILSON  
Attorney General

DONALD J. ZELENKA  
Deputy Attorney General

MELODY J. BROWN  
Senior Assistant Deputy Attorney General

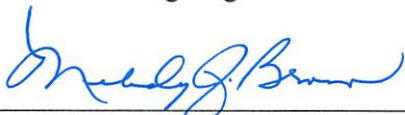
TOMMY EVANS, JR.  
Assistant Attorney General

By: Tommy Evans, Jr.  
TOMMY EVANS, JR.  
No. 7448  
Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305

ATTORNEY FOR RESPONDENT

September 24, 2024

I support the finding of good cause.

By:   
\_\_\_\_\_  
MELODY J. BROWN  
Senior Assistant Deputy Attorney General

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Sep 24 2024

SC Court of Appeals

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**PROOF OF SERVICE**

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I, Tommy Evans, Jr., hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Fifth Extension to file the Initial Brief of Respondent, Designation of Matter, and Proof of Service has been forwarded to Appellant's counsel, Kathrine H. Hudgins, Esq., via email today, September 24, 2024 to [KHudgins@sccid.sc.gov](mailto:KHudgins@sccid.sc.gov), and to her assistant, Christopher Stock to [CStock@sccid.sc.gov](mailto:CStock@sccid.sc.gov).

I further certify that all parties required by Rule to be served have been served.

This is the 24th day of September 2024.

*s/Tommy Evans, Jr.*

Tommy Evans, Jr.

S.C. Bar No. 12990

Post Office Box 11549

Columbia, South Carolina 29211

ATTORNEY FOR RESPONDENT

## Brandy Rankin

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**From:** Brandy Rankin  
**Sent:** Tuesday, September 24, 2024 1:36 PM  
**To:** Hudgins, Kathrine  
**Cc:** Stock, Chris; Tommy Evans, Jr.  
**Subject:** Third Extension Request to file the Initial Brief & Designation of Matter - The State v. Don Leequin Brown - Appellate Case No. 2023-001336  
**Attachments:** Third Extension to file Initial Brief and Designation of Matter, Don Leequin Brown, 9-24-24.pdf

Dear Ms. Hudgins,

Please find attached the Respondent's Third Motion for Extension to file the Initial Brief and Designation of Matter in the above captioned case. This documents will be filed with the South Carolina Court of Appeals today, September 24, 2024, along with a copy of this email. Have a great day!

Sincerely,  
*Brandy Rankin*

Brandy Rankin, Legal Assistant to Tommy Evans, Jr.  
Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
803-734-6305



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