

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County
The Honorable Alex Kinlaw, Circuit Court Judge

THE STATE,

RESPONDENT,

v.

JASMINE LIZ MARIE ROBINSON,

APPELLANT.

Appellate Case No. 2023-000830

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

The undersigned counsel would respectfully request a FIFTH thirty (30) day extension in which to file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. Counsel for Appellant has graciously consented to extension requests through November 30, 2024. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

Respondent’s Initial Brief and Designation of Matter is due to be filed Monday, November 18, 2024. The undersigned attorney has had a number of state, and federal matters to attend to since October 16, 2024. Specifically:

1. Counsel filed the Return and Memorandum of Law in the matter of Theodore Wills vs. Warden Levern Cohen, C/A No. 5:24-708-JFA-KDW, an Horry County federal habeas matter on October 21, 2024;
2. Counsel filed the Respondent’s Response in Opposition to Motion to Appoint Counsel [ECF #13] in the matter of Richard Allen Woodbury vs. State of South Carolina, C/A 0:24-04530-MGL-PJG on October 9, 2024; as well as

filing a Response in Opposition to Motion to Appoint Counsel [ECF #20] on November 4, 2024;

3. Counsel is also currently working on the Federal Habeas Corpus matter of Millanyo Woody vs. Warden Tucker, 2:19-cv-785-SAL-MGB;
4. Counsel had a term of court for post-conviction relief commencing on Wednesday, October 9, 2024;
5. Counsel is currently preparing the Initial Brief in the matter of The State vs. Marcus D. Batson, Appellate Case No. 2023-001593, a Spartanburg County murder appeal matter now pending in the South Carolina Court of Appeals; and
6. Counsel is also currently preparing the Initial Brief of Respondent in the matter of The State vs. Trevor Anthony Irvin, a Lexington County murder appeal matter now pending in the South Carolina Court of Appeals. Same is scheduled to be filed today, November 15, 2024.

WHEREFORE, for the following extraordinary circumstances, counsel respectfully requests a FIFTH thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter. This request is made in good faith, and not for the purposes of delay. This extension will make Respondent's Initial Brief due on December 18, 2024.

Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General
S.C. Bar No. 14244

R. BRANDON LARRABEE
Assistant Attorney General
S.C. Bar No. 104865

Office of the Attorney General

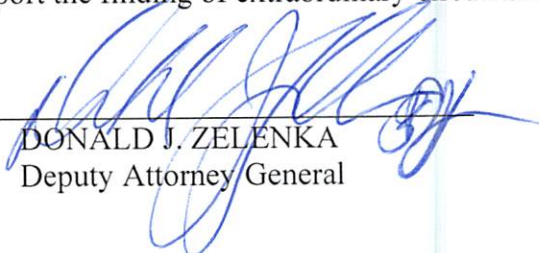
Post Office Box 11549
Columbia, South Carolina 29211-1549
(803) 734-6305

By: s/R. Brandon Larrabee
R. BRANDON LARRABEE
ATTORNEYS FOR RESPONDENT

November 15, 2024.

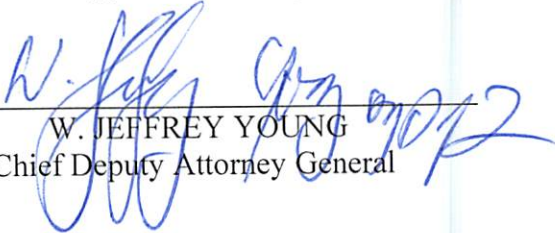
I support the finding of extraordinary circumstances.

By:


DONALD J. ZELENKA
Deputy Attorney General

I further support the finding of extraordinary circumstances.

By:


W. JEFFREY YOUNG
Chief Deputy Attorney General

RECEIVED

Nov 15 2024

SC Court of Appeals

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PROOF OF SERVICE

I, **Donna D'Alessio**, an employee of the Respondent and legal assistant to R. Brandon Larrabee, of counsel for the Respondent, hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Fifth Extension of Time to File Initial Brief of Respondent and Designation of Matter has been forwarded to Appellant's counsel, Lara Caudy, Esq., via email today, November 15, 2024 to lcaudy@sccid.sc.gov and to her assistant at smcinnis@sccid.sc.gov.

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

This 15th day of November, 2024.

s/ Donna D'Alessio

Donna D'Alessio, Legal Assistant to
R. Brandon Larrabee,
Assistant Attorney General
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211-1549
(803) 734-6305