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Nov 26 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of General Sessions

Brooks P. Goldsmith, Circuit Court Judge

Appellate Case No. 2024-000692
Case Nos. 2021-GS-07-00981, -00982

The State,

Respondent,

v.

Stephan Quinton Polite,

Appellant.

MOTION FOR EXTENSION TO FILE
INITIAL BRIEF AND DESIGNATION OF APPELLANT

Comes now, Jack B. Swerling, attorney for the Appellant, Stephan Quinton Polite, requesting an extension to file the Appellant's initial brief and designation of matter to be included in the Record on Appeal. Counsel previously requested a thirty-day extension of the deadline for these documents, and the Court granted the extension to December 3, 2024. Counsel respectfully requests an additional extension of thirty days to file these documents, to January 2, 2025.

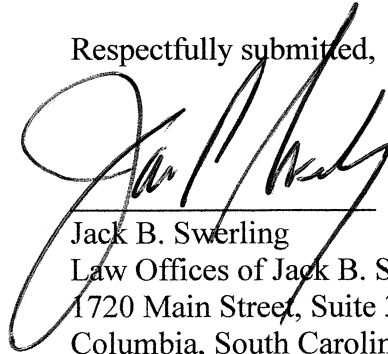
Counsel seeks this second extension due to counsel's recent unusually heavy workload and trial schedule. During October and November, counsel was involved in three lengthy jury trials spanning a combined five weeks, as well as engaged in preparation for a murder trial that

was scheduled to start next week but has just been resolved by a guilty plea on November 18, 2024. Due to this heavy trial schedule, counsel has been unable to complete his review of the four-volume transcript of the trial that is the subject of the instant appeal and to prepare the initial brief of Appellant.

Good cause exists for the grant of a second extension, and the requirement of the Court's order of March 18, 2009, regarding extensions in criminal direct appeals is met. This extension request is made in good faith and not for the purpose of delay, but for good cause due to counsel's recent heavy workload and trial schedule.

WHEREFORE, for good cause shown, counsel respectfully requests a thirty-day extension of time to serve and file the Appellant's initial brief and designation of matter, to January 2, 2025.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jack B. Swerling", is written over a horizontal line. The signature is fluid and cursive.

Jack B. Swerling
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South Carolina Bar No. 5457
Attorney for Respondent-Petitioner

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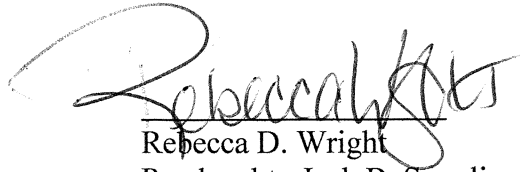
PROOF OF SERVICE

I Rebecca Wright, paralegal to Jack B. Swerling hereby certify that I am serving the Motion for Extension to File Initial Brief and Designation of Appellant, by email to Assistant Deputy Attorney General Melody Jane Brown, at her AIS email address, on November 26, 2024, as shown by the email by which the Motion is being filed.

Melody Brown
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Abennett@scag.gov

Ctfilings@sccourts.org

A handwritten signature in black ink, appearing to read "Rebecca D. Wright". The signature is fluid and cursive, with a large initial "R" and "W".

Rebecca D. Wright

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