

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Dorchester County
The Honorable Heath P. Taylor, Circuit Court Judge

THE STATE,

RESPONDENT,

v.

JASON BARRY BELL,

APPELLANT.

Appellate Case No. 2023-001326

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

The undersigned counsel would respectfully request a THIRD 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 December 31, 2024. In support of this motion, counsel would respectfully show the Court the following circumstances:

Respondent’s Initial Brief and Designation of Matter is due to be filed today, December 3, 2024. The undersigned attorney has had a number of state, and federal matters to attend to since November 1, 2024. Specifically:

1. Counsel filed the Respondent’s Response to Motion to Appoint Counsel [ECF #20] in the matter of Richard Allen Woodbury vs. State of South Carolina, C/A No. 0:24-04530-MGL-PJG on November 4, 2024;
2. Counsel for Respondent filed a Response in Opposition to Motion for an Evidentiary Hearing and Brief on Pending Legal Issues on November 5, 2024 in

the matter of Millanyo Woody vs. Warden Tucker, C/A No. 2:19-cv-785-SAL-MGB;

3. Counsel filed the Initial Brief of Respondent in the matter of The State vs. Trevor Anthony Irvin, Appellate Case No. 2023-001075, a Lexington County direct appeal matter pending in the South Carolina Court of Appeals on November 15, 2024;
4. Counsel attended an Evidentiary Hearing in Columbia, South Carolina before The Honorable Sherri A. Lydon on November 25, 2024 regarding the matter of Millanyo Woody vs. Warden Tucker, C/a No. 2:19-cv-785-SAL-MGB;
5. Counsel filed the Respondent's Response in Opposition to Motion for D.N.A. of Weapons that were entered into evidence of original trial [ECF #22] in the matter of Richard Allen Woodbury vs. Warden, Kershaw Correctional Institution, C/A No. 0:24-4530-MGL-PJG, yesterday, December 2, 2024;
6. Counsel filed the Respondent's Reply to Response to Motion for Summary Judgment [ECF #48] in the matter of Theodore Wills vs. Warden Levern Cohen, C/A No. 5:24-708-JFA-KDW on November 19, 2024;
7. 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;
8. Counsel is currently preparing the Initial Brief of Respondent in the matter of The State vs. Jasmine Liz Marie Robinson, Appellate Case No. 2023-000830, a Greenville County direct appeal matter now pending before this Court;

WHEREFORE, for the following extraordinary circumstances, counsel respectfully requests a THIRD 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 January 2, 2025.

Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General


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

December 3, 2024.

I support the finding of good cause.

By: 
MELODY J. BROWN
Senior Assistant Deputy Attorney General

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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 Third Extension of Time to File Initial Brief of Respondent and Designation of Matter has been forwarded to Appellant's counsel, David Alexander, Esq., via email today, December 3, 2024 to dalexandere@sccid.sc.gov and to his assistant at cstock@sccid.sc.gov.

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

This 3rd day of December, 2024.

s/ Donna D'Alessio

Donna D'Alessio, Legal Assistant to
R. Brandon Larrabee,
Assistant Attorney General
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