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Dec 09 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenwood County

Frank R. Addy, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

XZARIERA OKEVIS GRAY,

APPELLANT

APPELLATE CASE NO. 2024-000993

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

Counsel for Xzariera Okevis Gray respectfully requests a thirty (30) day extension from December 9, 2024 until January 8, 2025, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third 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 today.
2. Counsel filed the Petition for Writ of Certiorari, the Brief of Petitioner Pursuant to

White v. State, and the Appendix in the case of Matthew L. Jackson v. The State with the Supreme Court on December 3, 2024. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Dante Zachius Wheeler v. The State with the Supreme Court on November 20, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Steve Lester with this Court on November 20, 2024. Counsel filed the Reply to Return to Petition for Writ of Certiorari in the case of Ben Robert Stewart v. The State with the Supreme Court on November 14, 2024. Counsel filed the Petition for Rehearing in the case of Brian Foster v. The State with this Court on November 14, 2024. Counsel filed the Return to Petition for Writ of Certiorari to the Court of Appeals in the case of In the Matter of the Care and Treatment of James L. Williford with the Supreme Court on November 5, 2024. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. Felicia Danielle Turnage with this Court on November 1, 2024. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. Vincent Dwight with this Court on October 30, 2024. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Wayne Hankinson v. The State with the Supreme Court on October 28, 2024. Counsel filed the Brief of Appellant and Record on Appeal in the case of The State v. Kweisi Nicks with the Court of Appeals on October 4, 2024. Counsel appeared for Oral Argument in the case of The State v. Bradley Corlew before the Court of Appeals on September 24, 2024.

3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

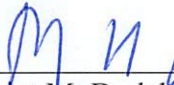
4. On November 27, 2024, opposing counsel, the Attorney General’s Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through December 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from December 9, 2024 until January 8, 2025. Counsel respectfully requests that the time limits for filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Sarah E. Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 9th day of December, 2024.

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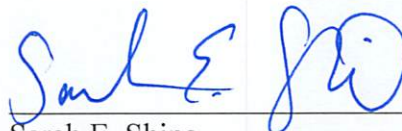
XZARIERA OKEVIS GRAY,

APPELLANT

APPELLATE CASE NO. 2024-000993

CERTIFICATE OF SERVICE

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 Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 9th day of December, 2024.



Sarah E. Shipe
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Warren, Kaylynn](#)
To: [Mark Farthing](#)
Cc: [Shipe, Sarah](#); [Caroline Collins](#)
Subject: 2024-000993 The State v. Xzariera Okevis Gray
Date: Monday, December 9, 2024 11:30:00 AM
Attachments: [2024-000993 The State v. Xzariera Okevis Gray Third Motion for Extension.pdf](#)

Good Morning,

Attached for service in the above referenced case is the Third Motion for Extension which will be filed today, December 9, 2024, with the Court of Appeals via email filing.

Respectfully,

Kaylynn

Kaylynn Warren

Administrative Assistant

South Carolina Commission on Indigent Defense

Division of Appellate Defense

(803) 734-1330