

**RECEIVED**

**Dec 12 2024**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Horry County

Benjamin H. Culbertson, Circuit Court Judge

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THE STATE,

APPELLANT,

V.

RICHARD LEROY ANDERSON,

RESPONDENT

APPELLATE CASE NO. 2024-000732

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

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Counsel for Richard Leroy Anderson respectfully requests a thirty (30) day extension from December 12, 2024, until January 13, 2025, in which to serve and file the Initial Brief of Respondent 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 Respondent and Designation of Matter in this case are due to be served and filed today.
2. Counsel filed the Petition for Writ of Certiorari and accompanying Appendix in the case of Michael T. Lawyer v. The State with the Supreme Court on December 5, 2024. Counsel

filed the Brief in the case of The State v. Towodi Tecumseh Shequoyah with the Court of Appeals on November 18, 2024. Counsel filed the Petition for Writ of Certiorari and accompanying Appendix in the case of Jake Antonio Wilson v. The State with the Supreme Court on November 7, 2024. Counsel had an oral argument in State v. Rashawn Vertez Carter before the Supreme Court on October 30, 2024. Counsel attended in person the PCR hearing for Tyshun Bessilieu held in Georgetown on October 28, 2024. Counsel filed the Brief of Appellant and Supplemental Record on Appeal in the case of The State v. Arkevus Jimon Cauthen with the Court of Appeals on October 21, 2024. From October 14-16, 2024, Counsel attended the annual Public Defender's Conference in Myrtle Beach. Counsel filed the Petition for Writ of Certiorari and accompanying Appendix in the case of De'Andre Murphy v. The State with the Supreme Court on October 15, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. William McKinney with the Court of Appeals on October 10, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Desmond Lamar Green with the Court of Appeals on October 10, 2024. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals in the case of In the Matter of the Care and Treatment of James Gregory Younger with the Supreme Court on October 9, 2024.

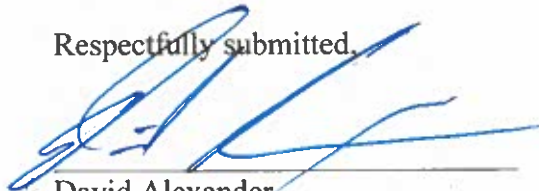
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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

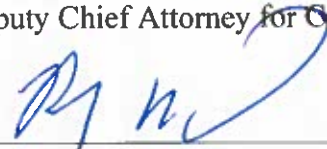
Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through December 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from December 12, 2024, until January 13, 2025. Counsel respectfully requests that the time limits for filing the Initial Brief of Respondent and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



David Alexander  
Deputy Chief Attorney for Capital Appeals



Robert M. Dudek  
Chief Appellate Defender

This 12<sup>th</sup> day of December, 2024.

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CERTIFICATE OF SERVICE

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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 Benjamin J. Aplin, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 12<sup>th</sup> day of December, 2024.



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David Alexander  
Deputy Chief Attorney for Capital Appeals

ATTORNEY FOR RESPONDENT

**From:** [Stock, Chris](#)  
**To:** [Ben Aplin](#); [susanspencer@scag.gov](mailto:susanspencer@scag.gov)  
**Cc:** [Alexander, David](#)  
**Subject:** 2024-000732 The State v. Richard Leroy Anderson - Third Motion for Extension  
**Date:** Thursday, December 12, 2024 11:02:00 AM  
**Attachments:** [2024-000732 The State v. Richard Leroy Anderson - Third Motion for Extension.pdf](#)

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Mr. Aplin,

Please find attached for service the 3<sup>rd</sup> Request for Extension for Initial Brief of Respondent and Designation of Matter for Richard Leroy Anderson's appeal which will be filed today with the Court of Appeals.

Thank you.  
Chris

**Chris Stock**  
Administrative Assistant  
Commission on Indigent Defense  
Appellate Division  
(803) 734-1330