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Dec 12 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Florence County

Bentley Price, Circuit Court Judge

IN THE MATTER OF THE CARE AND
TREATMENT OF ROBERT BRIAN SHARP,

APPELLANT.

APPELLATE CASE NO. 2024-000553

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

Counsel for Robert Brian Sharp respectfully requests a thirty (30) day extension 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. On December 10, 2024, counsel filed the initial brief of appellant and designation of matter in The State v. Timothy Herndon with the Court of Appeals. On November 19, 2024, counsel filed the return to the petition for writ of certiorari to the Court of Appeals in In the


Matter of the Care and Treatment of Andy Eugene Hyman with the Supreme Court. On November 15, 2024, counsel filed the return to the petition for writ of certiorari to the Court of Appeals in In the Matter of the Care and Treatment of Shawn Daily with the Supreme Court. On November 12, 2024, counsel had an oral argument in Carrol Washington v. The State before the Court of Appeals. On November 12, 2024, counsel filed the petition for writ of certiorari, brief of appellant pursuant to White v. State, and accompanying appendix in Angelo Ham v. The State with the Supreme Court. On November 4, 2024, counsel filed the petition for writ of certiorari to the Court of Appeals in The State v. Nathaniel Rowland with the Supreme Court.

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. 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,



Lara M. Caudy
Senior Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 12th day of December, 2024.

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Honorable Bentley Price, Circuit Court Judge

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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 Deborah R.J. Shupe, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 12th day of December, 2024.



Lara M. Caudy
Senior Appellate Defender

ATTORNEY FOR APPELLANT

From: [Mcinnis, Sara](#)
To: [Deborah Shupe](#)
Cc: [Abigail Hawley-Browder](#); [Caudy, Lara](#)
Subject: 2024-000553 In the Matter of Robert B. Sharp Extension 3
Date: Thursday, December 12, 2024 12:44:00 PM
Attachments: [2024-000553 In the Matter of Robert B. Sharp Extension 3.pdf](#)

Good Afternoon Ms. Shupe,

Attached for service in the above-referenced case is the third motion for extension, which will be filed with the Court of Appeals today, December 12, 2024, via email filing.

Thank you!

Sara McInnis

Administrative Assistant
South Carolina Commission on Indigent Defense
Appellate Division
(803) 734-1330