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Dec 13 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Charleston County
The Honorable Deadra L. Jefferson, Circuit Court Judge

THE STATE,

Respondent,

v.

ALONZA DONTAE MARABLE, JR.,

Appellant.

Appellate Case No. 2023-000988

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

Undersigned counsel would respectfully request a thirty (30) day extension up to and including January 13, 2025, in which to serve and file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. Opposing counsel has graciously consented to all extension requests through December 31, 2024. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief and Designation of matter is due today, December 13, 2024, pursuant to this Court's Order dated November 18, 2024. Undersigned is presently actively reducing the cases with over four extensions and reducing the number of extensions in general. However, counsel for Respondent has had a number of state and federal matters to attend to since the last order in particular having: prepared and filed a status report in the capital federal habeas corpus action (*James Robertson, November 18, 2024*); completed and filed the Initial Brief of Appellant in a non-capital murder direct appeal on sixth extension (*Robert Belcher, November 18,*

2024); prepared and filed a response in opposition to Rule 59 motion in a capital federal habeas (*William Dickerson, November 19, 2024*); prepared and filed a consent motion for scheduling order in a Federal Habeas Corpus action (*Steven Gilliam, November 21, 2024*); prepared and filed a Return to Petition for Writ of Supersedeas regarding a criminal matter with multiple counts of murder (*Ryan Manigo, November 22, 2024*); prepared and filed a Response in Opposition to Motion to Certify Question in a Federal Habeas Corpus action (*Antonio Tisdale, November 25, 2024*); completed and filed the Initial Brief of Appellant in a non-capital murder direct appeal on sixth extension (*Raymond Martinez, November 26, 2024*) prepared and circulated two proposed orders of dismissal in non-capital PCR matters (*Mark Keys and Keldrekus Oglesby, November 27, 2024*); prepared and presented Oral Argument in a PCR Appeal (*William Williams, December 5, 2024*); completed and filed a Brief of Respondent in an Original Jurisdiction action in our Supreme Court in a pending litigation case (*John Erb, December 6, 2024*); aided in the completion of a Response to a Motion to Stay the Issuance of an Execution Notice (*Steven Bixby, December 6, 2024*); prepared and filed a Return to Amended Federal Habeas Corpus Petition (*Carnie Norris, December 12, 2024*); and completed and filed another Initial Brief of Respondent in another non-capital murder direct appeal on sixth extension (*James Toatley, December 13, 2024*).

Due to counsel's involvement in the listed matters, and other matters pending in the state and federal court not completed and listed, and also considering counsel's administrative responsibilities as supervisor for Murder Appeals, Federal Habeas Corpus actions, Capital Litigation, and Thirteenth Circuit PCR actions and appeals, counsel has been unable to timely complete the Initial Brief of Respondent and Designation of Matter. However, counsel has worked to file those briefs with greater extension (as demonstrated above) and has this one next in line for completion and does not expect another extension will be needed. Counsel will associate help as

well to ensure completion within the time requested given the consideration that counsel also has two other capital matters to attend to along with a response called for by the Fourth Circuit of Appeals in a federal action, also due within the next thirty days.

WHEREFORE, counsel respectfully requests a 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.


Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

By: 
FOR MELODY J. BROWN
S.C. Bar No: 14244
ATTORNEYS FOR RESPONDENT

December 13, 2024

[signature page continued next page]

I support the finding of good cause.

By: 

DONALD J. ZELENKA
Deputy Attorney General

I, too, support the finding of good cause.

By: 

W. JEFFREY YOUNG
Chief Deputy Attorney General

December 13, 2024

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PROOF OF SERVICE

I, Brandy Rankin, as an employee of the Respondent, hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Motion for Extension Time, and Proof of Service has been forwarded to Appellant's counsel, David Alexander, Esquire, via email today, December 13, 2024 to DAlexander@sccid.sc.gov and to his assistant, Chris Stock, at CStock@sccid.sc.gov.

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

This is the 13th day of December 2024.

s/ Brandy Rankin

Legal Assistant

Senior Assistant Deputy Attorney General

Brandy Rankin

To: Alexander, David
Cc: Stock, Chris; Melody Brown; Kaylee Kemp; Angela Brown
Subject: Fifth Extension to file Initial Brief & Designation of Matter - The State v. Alonza Dontae Marable, Jr. - Appellate Case No. 2023-000988
Attachments: Fifth Extension to file Initial Brief & DOM (fully executed) Alonza Marable.pdf

Dear Mr. Alexander,

Please find attached the Respondent's fifth extension to file Initial Brief, Designation of Matter, and Proof of Service. The extension will be filed with the South Carolina Court of Appeals, today, December 13, 2024, along with a copy of this email. Have a great day!

Sincerely,
Brandy Rankin

Brandy Rankin, Legal Assistant
Office of the Attorney General
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803-734-6305



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