

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 FOURTH EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a FOURTH 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 January 31, 2025. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

Respondent’s Initial Brief and Designation of Matter is due to be filed today, January 3, 2025. The undersigned attorney has had a number of state, and federal matters to attend to since December 4, 2024. Specifically:

1. Counsel filed 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 on December 6, 2024;
2. Counsel also filed the Return to Petition for Writ of Certiorari in the matter of

The State vs. Alexander Rhue, Jr., Appellate Case No. 2024-001886, a Georgetown County murder appeal matter now pending before the South Carolina Supreme Court on December 16, 2024;

3. Counsel filed the Respondent's Response to Motion to Appoint Counsel [ECF #12] in the matter of Roemain Jamil Brunson, #351887 vs. Warden, Evans Correctional Institution, C/A No. 2:24-05441-JDA-MGB, also on December 16, 2024;
4. Counsel filed 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 in the Court of Appeals on December 18, 2024;
5. Counsel filed the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Richard Allen Woodbury v. State of South Carolina, C/A No. 0:24-04530-MGL-PJG on December 20, 2024;
6. Counsel filed the Memorandum of Law on Petitioner's Ineffective Assistance of Counsel Claim in the matter of Millanyo Woody, #227810 vs. Jonathan Nance, Warden of Tyger River Correctional Institution, C/A No. 2:19-00785-SAL yesterday, Thursday, January 2, 2025; and
7. Counsel is currently preparing the Initial Brief of Respondent in the matter of The State vs. Jamira U. Davis, Appellate Case No. 2023-001215, a Richland County murder appeal matter now pending in the South Carolina Court of Appeals.

WHEREFORE, for the following extraordinary circumstances, counsel respectfully requests a FOURTH 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 February 3, 2025.

Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

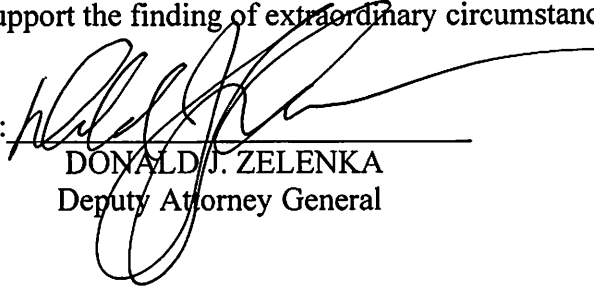
R. BRANDON LARRABEE
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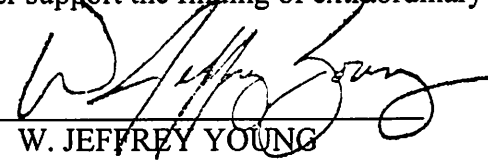
By: s/R. Brandon Larrabee
R. BRANDON LARRABEE
ATTORNEYS FOR RESPONDENT

January 3, 2025.

I support the finding of extraordinary circumstances.

By: 
DONALD J. ZELENKA
Deputy Attorney General

I further support the finding of extraordinary circumstances.

By: 
W. JEFFREY YOUNG
Chief Deputy Attorney General

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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 Fourth 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, January 3, 2025 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 January, 2025.

s/ Donna D'Alessio

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