

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Saluda County  
Honorable Debra R. McCaslin, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

EARL EUGENE VALENTINE, JR.,

APPELLANT

APPELLATE CASE NO. 2024-000877

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

Counsel for Earl Eugene Valentine, Jr., respectfully requests a **fourth and final thirty (30) day extension from January 3, 2025, until February 3, 2025**, in which to serve and file the initial brief of appellant and designation of matter in the above-referenced case. This is a fourth 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 with the Court on January 3, 2025.

2. Counsel for Earl Eugene Valentine, Jr. respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time.

3. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State v. Dennis Cumbee with the Supreme Court on


December 23, 2024. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Randy Chestnut v. The State with the Supreme Court on December 20, 2024. Counsel filed the Anders brief of appellant, designation of matter and record on appeal in the case of The State v. Tyshawn Cornelius Robinson with the Court of Appeals on December 12, 2024. Counsel had an oral argument in the case of Willie M. Williams v. The State before the Court of Appeals on December 5, 2024. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Terrance Seabrook v. The State with the Supreme Court on November 25, 2024. Counsel filed the Anders brief of appellant, designation of matter and record on appeal in the case of The State v. Toya Danielle Steward with the Court of Appeals on November 22, 2024. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State v. Francisco Rodriguez with the Supreme Court on November 21, 2024. Counsel filed the reply brief of petitioner in the case of Maurio D. Rivers v. The State with the Court of Appeals on November 7, 2024. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State v. Alexander Rhue, Jr. with the Supreme Court on November 6, 2024. Counsel filed the brief of respondent in the case of Angelo H. Taylor v. The State with the Court of Appeals on October 23, 2024. Counsel filed the reply to return to petition for writ of certiorari in the case of Stepheno Alston v. The State with the Supreme Court on October 17, 2024.

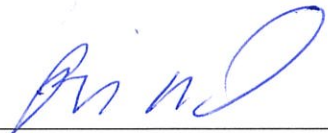
4. Counsel makes this request in good faith and not for purpose of delay.

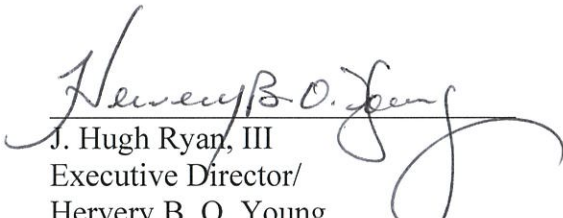
5. On December 31, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through January 31, 2025.

WHEREFORE, the undersigned counsel respectfully requests a **fourth and final thirty (30) day extension from January 3, 2025, until February 3, 2025**, in which to serve and file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. 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,

  
Kathrine H. Hudgins  
Senior Appellate Defender

  
Robert M. Dudek  
Chief Appellate Defender

  
J. Hugh Ryan, III  
Executive Director/  
Hervey B. O. Young  
Deputy Director and General Counsel/  
W. Lawrence Brown  
Deputy General Counsel and Training Director

This 3<sup>rd</sup> day of January, 2025.

**RECEIVED**

**Jan 03 2025**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Saluda County  
Honorable Debra R. McCaslin, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

EARL EUGENE VALENTINE, JR.,

APPELLANT


APPELLATE CASE NO. 2024-000877

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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 of time to serve and file the initial brief of appellant and designation of matter in the above-referenced case has been served upon Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 3<sup>rd</sup> day of January, 2025.

  
Kathrine H. Hudgins  
Senior Appellate Defender

ATTORNEY FOR APPELLANT

**From:** [Stock, Chris](#)  
**To:** [SC - BROWN MELODY; Angela Brown](#)  
**Cc:** [Hudgins, Kathrine](#)  
**Subject:** 2024-000877 - Earl Eugene Valentine - 4th Extension for Brief and Designation  
**Date:** Friday, January 3, 2025 12:41:00 PM  
**Attachments:** [2024-000877 - Earl Eugene Valentine - 4th Extension for Brief and Designation.pdf](#)

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Ms. Brown,

Please find attached for service the 4<sup>th</sup> Request for Extension for Initial Brief of Appellant and Designation of Matter for Earl Eugene Valentine Jr.'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