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Feb 03 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County

Perry H. Gravely, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JAMES BROWN,

APPELLANT.

APPELLATE CASE NO. 2024-000425

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

Counsel for appellant respectfully requests a **fourth and final ten (10) day extension from February 3, 2025, until February 13, 2025**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. 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 today.
2. Counsel for appellant respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions

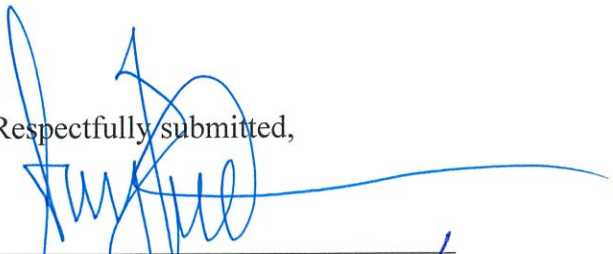
previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Aaron Williams v. The State with the Supreme Court on January 29, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Nazareth Sanchez-Peralta with the Court of Appeals on January 3, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Samantha Rabon with the Court of Appeals on December 19, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Damon Riley v. The State with the Supreme Court on December 3, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Jakobe German v. The State with the Supreme Court on November 25, 2024. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Horace Elijah Watts v. The State with the Supreme Court on October 15, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of John A. James v. The State with the Supreme Court on October 4, 2024. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of David R. Brown v. The State with the Supreme Court on September 25, 2024. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Ansel B. Wallen v. The State with the Supreme Court on September 25, 2024.

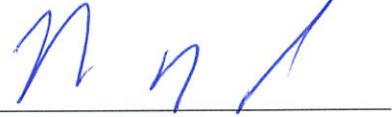
4. On January 31, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through February 28, 2025.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final ten (10) day extension from February 3, 2025, until February 13, 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.

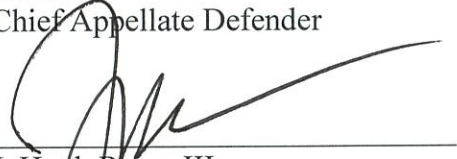
Respectfully submitted,



Gary H. Johnson
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 3rd day of February, 2025.

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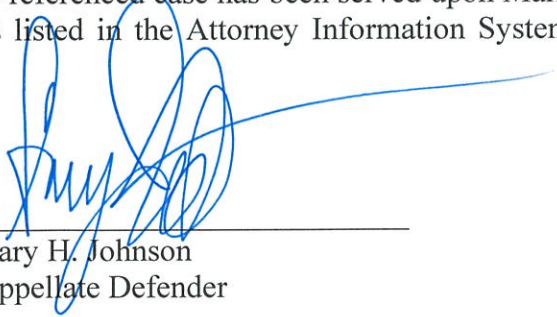
JAMES BROWN,

APPELLANT.

APPELLATE CASE NO. 2024-000425

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 Mark R. Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 3rd day of February, 2025.



Gary H. Johnson
Appellate Defender

ATTORNEY FOR APPELLANT

Leverett, Scott

From: Leverett, Scott
Sent: Monday, February 3, 2025 10:23 AM
To: SC - FARTHING MARK
Cc: SC - COLLINS CAROLINE; Johnson, Gary
Subject: 2024-000425 - State v. James Brown - Extension 4
Attachments: 2024-000425 - State v. James Brown - Extension 4.pdf

Dear Mr. Farthing,

Attached please find a copy of the fourth extension in the above referenced case that is being filed today with the Court of Appeals.

-Scott Leverett
Admin. Asst. for Gary Johnson
Appellate Defense