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Mar 14 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Lexington County

Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

LAVON BERNARD JULIUS,

APPELLANT

APPELLATE CASE NO. 2023-001994

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

Counsel for Lavon Bernard Julius respectfully requests a **fourth and final thirty (30) day extension from March 14, 2025 until April 14, 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 Lavon Bernard Julius 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 will file the Initial Brief of Appellant and Designation of Matter in the case of The State v. Gregory Benjamin with this Court on Monday, March 17, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Justin Cole Carroll with this Court on Friday, March 7, 2025. Counsel filed the Petition for Rehearing in the case of The State v. Devin Jamel Johnson with this Court on March 6, 2025. Counsel was an appellate panel member at the annual Criminal Law CLE sponsored by the South Carolina Bar on Friday, February 28, 2025 in Columbia. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Craig Lee Legette with this Court on Wednesday, February 5, 2025. Counsel, with co-counsel Lara M. Caudy, filed the Petition for Rehearing in the case of The State v. Bowen Gray Turner with this Court on January 23, 2025. Counsel, with co-counsel Lara M. Caudy, filed the Return to Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Kierin Marcellus Dennis with the Supreme Court on Friday, January 17, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Kenneth Lewis with this Court on January 13, 2025. **Counsel also has extensive administrative duties as the Chief Appellate Defender, including attempting to hire two new Appellate Defenders, and an administrative assistant, while carrying a full caseload.**

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

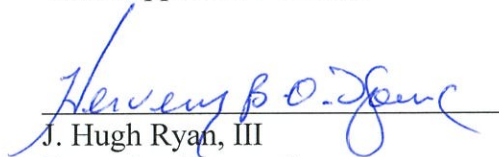
5. On March 3, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through March 31, 2025.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from March 14, 2025 until April 14, 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,



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 14th day of March, 2025.

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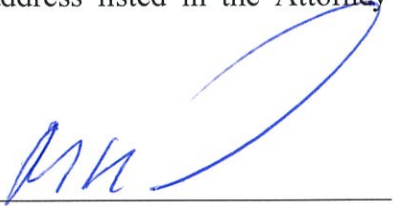
LAVON BERNARD JULIUS,

APPELLANT

APPELLATE CASE NO. 2023-001994

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 Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 14th day of March, 2025.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR APPELLANT

From: [Warren, Kaylynn](#)
To: [SC - BROWN MELODY](#)
Cc: [Dudek, Robert](#); [Angela Brown](#)
Subject: 2023-001994 The State v. Lavon Bernard Julius
Date: Friday, March 14, 2025 9:35:00 AM
Attachments: [2023-001994 The State v. Lavon Bernard Julius Fourth Motion for Extension.pdf](#)

Good Morning,

Attached for service in the above-referenced case is the Fourth Motion for Extension which will be filed today, March 14, 2025, with the Court of Appeals via email filing.

Respectfully,

Kaylynn

Kaylynn Warren

Administrative Assistant

South Carolina Commission on Indigent Defense

Division of Appellate Defense

(803) 734-1330