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Apr 16 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Pickens County

Patrick Cleburne Fant, III, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

ROBERT ALLEN HENDERSON, JR.,

APPELLANT.

APPELLATE CASE NO. 2024-001211

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

Counsel for Robert Allen Henderson respectfully requests a thirty (30) day extension from April 16, 2025 until May 16, 2025, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third 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 today.
2. Counsel will file the Initial Brief of Appellant and Designation of Matter in the

case of The State v. Tashan Carson with this Court today, April 16, 2025. Counsel appeared via WebEx to testify at the post-conviction relief evidentiary hearing in the case of Jamal Williams v. The State on Monday, April 14, 2025. Counsel appeared for Oral Argument in the case of The State v. Raphael Pontoo before this Court on April 8, 2025. Counsel filed the Petition for Writ of Certiorari, the Petition for Writ of Certiorari Pursuant to *Austin v. State*, and the Appendix in the case of Alonzo Tarrell Jones v. The State with the Supreme Court on March 24, 2025. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Diondrae E. Jackson v. The State with the Supreme Court on March 17, 2025. Counsel filed the Petition for Writ of Certiorari and The Appendix in the case of Erick M. Willard v. The State with the Supreme Court on March 13, 2025. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. Charles Robert Vaughn with this Court on March 5, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Dywain Ca Mel McKenzie with this Court on March 5, 2025.

3. This request is made in good faith, and not for purposes 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.

4. On March 28, 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 April 30, 2025.

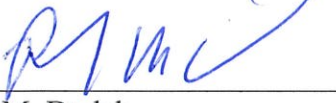
WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from April 16, 2025 until May 16, 2025. Counsel respectfully requests that the time limits for

filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Sarah E. Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 16th day of April, 2025.

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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 16th day of April, 2025.



Sarah E. Shipe
Appellate Defender

ATTORNEY FOR APPELLANT

Warren, Kaylynn

From: Warren, Kaylynn
Sent: Wednesday, April 16, 2025 8:22 AM
To: SC - BROWN MELODY
Cc: Shipe, Sarah; Angela Brown
Subject: 2024-001211 The State v. Robert Allen Henderson, Jr.
Attachments: 2024-001211 The State v. Robert Allen Henderson, Jr. Third Motion for Extension.pdf

Good Morning,

Attached for service in the above-referenced case is the Third Motion for Extension which will be filed today, April 16, 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