

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Beaufort County
The Honorable Brooks Goldsmith, Circuit Court Judge

THE STATE,

RESPONDENT,

v.

STEPHEN QUINTON POLITE,

APPELLANT.

Appellate Case No. 2024-000692

**MOTION FOR SECOND EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

Respondent, the State, moves this Court for an additional thirty (30) day extension of time up to and including June 4, 2025, in which to file the Initial Brief of Respondent and Designation of Matter. The Initial Brief and Designation of Matter is currently due to be filed, on Monday, May 5, 2025. Opposing Counsel has graciously consented to this extension request. This is Respondent’s second request for an extension of time in which to file the Brief. In support of the request, undersigned counsel for Respondent would respectfully show unto the Court the following circumstances:

1. Counsel filed the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Jamal Hakeem vs. Warden of Turbeville Correctional Institution, C/A No. 1:24-cv-6658-CMC-SVH on Friday, April 11, 2025;
2. Counsel filed the Reply Brief in the United States Court of Appeals for the Fourth Circuit in the matter of Antonio L. Robbins vs. Warden Kershaw Correctional Institution, No. 24-6026 on April 17, 2025;

3. Counsel filed the Reply to Response in Opposition to Motion for Summary Judgment, as well as the Respondent's Motion to Amend the Return and Memorandum of Law in the matter of Trevin Milledge vs. Warden Laverne Cohen, C/A No. 8:24-05201-MGL-WSB on April 23, 2025;
4. Counsel filed the Respondent's Motion to Amend Post-Hearing Brief in the capital Sumter County Post-Conviction Relief matter of Bobby Wayne Stone vs. State of South Carolina, Case No. 2018-CP-43-1025 on April 29, 2025;
5. Counsel filed the Response to Petitioner's Motion for Issuance of Show Cause Order [ECF #26] in the matter of Jerel Marquis Heriot vs. Lashawn Peeples, C/A No. 1:24-7237-SAL-SVH on April 30, 2025;
6. Counsel is currently preparing the Initial Brief of Respondent in the matter of The State vs. Nazareth N. Sanchez-Peralta, Appellate Case No. 2023-001588, a Lexington County direct appeal matter now pending in the South Carolina Court of Appeals. Due to the records being in excess of 2,500 pages, counsel is currently reviewing same;
7. Counsel is also currently preparing the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Jerel Marquis Heriot vs. Lashawn Peeples, C/A No. 1:24-7237-SAL-SVH. Same is due to be filed on Monday, May 5, 2025; and
8. Counsel has been involved in working **on other matters in state and federal court.**

Thus, counsel respectfully requests a thirty (30) day extension of time to allow counsel to complete the Initial Brief of Respondent. This is Respondent's second request for additional time to do so.

WHEREFORE, undersigned counsel for Respondent respectfully requests an additional extension of thirty (30) days to complete the Initial Brief of Respondent in this matter.

Respectfully submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

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

May 2, 2025.

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SC Court of Appeals

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PROOF OF SERVICE

I, **R. Brandon Larrabee**, attorney for the Respondent, hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Motion for Second Extension of Time to File Initial Brief of Respondent and Designation of Matter, have been forwarded to Appellant's counsel, Jack B. Swerling, Esq. via email today, May 2, 2025 to jackswerling@gmail.com.

I further certify that all parties required by Rule to be served have been served.

This 2nd day of May, 2025.

s/R. Brandon Larrabee
R/ BRANDON LARRABEE
Assistant Attorney General