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May 05 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from York County

Honorable William A. McKinnon, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

MARQUES QUANTEZ HEATH,

APPELLANT

APPELLATE CASE NO. 2024-001405

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

Counsel for Marques Quantez Heath respectfully requests a thirty (30) day extension from May 5, 2025, until June 4, 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 filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Timothy P. Spencer with the Court of Appeals on April 4, 2025. Counsel filed the

Brief and Record on Appeal in the case of In the Matter of the Care and Treatment of Benjamin Heyward with the Court of Appeals on April 3, 2025. Counsel filed the Brief of Respondent in the case of The State v. Joey Corvell Reid with the Supreme Court on March 21, 2025. Counsel filed the Petition for Writ of Certiorari and accompanying Appendix in the case of Samuel Jolly v. The State with the Supreme Court on March 20, 2025. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and accompanying Appendix in the case of In the Matter of Wiley L. Chapman with the Supreme Court on March 10, 2025. Counsel filed the Brief and Record on Appeal in the case of The State v. Nicholas John Caputo with the Court of Appeals on March 5, 2025. Counsel filed the Brief and Record on Appeal in the case of The State v. Alvaro Seleste McBride with the Court of Appeals on February 28, 2025. Counsel filed the Motion for a New Trial in the case of The State v. James Owens with the Court of Appeals on February 25, 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.

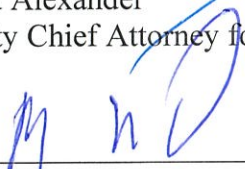
4. On April 30, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through June 30, 2025.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from May 5, 2025, until June 4, 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,



David Alexander
Deputy Chief Attorney for Capital Appeals



Robert M. Dudek
Chief Appellate Defender

This 5th day of May, 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 5th day of May, 2025.



David Alexander
Deputy Chief Attorney for Capital Appeals

ATTORNEY FOR APPELLANT

From: [Stock, Chris](#)
To: [SC - BROWN MELODY; Angela Brown](#)
Cc: [Alexander, David](#)
Subject: 2024-001405 - Marques Heath - 3rd Extension Request
Date: Monday, May 5, 2025 11:27:00 AM
Attachments: [2024-001405 - Marques Heath - 3rd Extension Request.pdf](#)

Ms. Brown,

Please find attached for service the 3rd Extension Request for the Initial Brief of Appellant and Designation of Matter for Marques Quantez Heath's appeal which will be filed with the Court of Appeals today.

If you have any questions, please let me know.

Thank you,

Chris Stock
Administrative Coordinator
Commission on Indigent Defense
Appellate Division
(803) 734-1330