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May 27 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Spartanburg County

J. Derham Cole, Sr., Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JAMES BRIDGES BYRD,

APPELLANT

APPELLATE CASE NO. 2024-001482

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

Counsel for James Bridges Byrd respectfully requests a **fourth and final thirty (30) day extension from May 27, 2025 until June 26, 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 James Bridges Byrd 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.

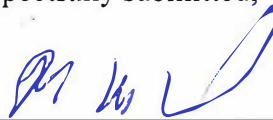
3. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Tyriese Robinson with this Court on Thursday, May 22, 2025. Counsel is working on the Reply to Return to the Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Bowen Turner which is due to be filed with the Supreme Court on June 3, 2025. Counsel is working on the Brief of Respondent in the murder case of The State v. Kierin Dennis which is due to be filed with the Supreme Court on June 23, 2025. Counsel appeared before this Court for Oral Argument in the case of The State v. James M. Brown on Tuesday, May 6, 2025. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Bowen Turner with the Supreme Court on April 25, 2025. Counsel filed the Initial Reply Brief of Appellant in the case of The State v. Gregory G. Benjamin with this Court on April 30, 2025. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Anthony Dayon Best v. The State with the Supreme Court on Friday, April 18, 2025. Counsel was scheduled to appear for Oral Argument in the case of The State v. Anijah Yarnell before this Court on Tuesday, April 15, 2025. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of William Anthony Wallace v. The State on April 11, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Lavon Julius with this Court on Friday, April 4, 2025. **Counsel also has extensive administrative duties as the Chief Appellate Defender, including attempting to hire another Appellate Defender 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.

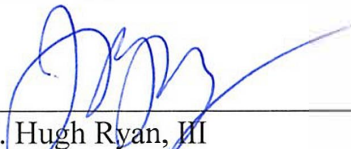
5. On April 30, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through May 31, 2025.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from May 27, 2025 until June 26, 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 27th day of May, 2025.

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JAMES BRIDGES BYRD,

APPELLANT

APPELLATE CASE NO. 2024-001482

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 27th day of May, 2025.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR APPELLANT

Warren, Kaylynn

From: Warren, Kaylynn
Sent: Tuesday, May 27, 2025 10:04 AM
To: Melody Brown
Cc: Dudek, Robert; 'abennett@scag.gov'
Subject: 2024-001482 The State v. James Bridges Byrd
Attachments: 2024-001482 The State v. James Bridges Byrd 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, May 27, 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