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Jun 26 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Bamberg County
The Honorable Courtney Clyburn-Pope, Circuit Court Judge

THE STATE,

Respondent,

v.

DEAN TROY STEVENS,

Appellant.

Appellate Case No. 2024-000648

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

The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent in the above-referenced case. Opposing counsel has graciously consented to extension requests through June 30, 2025. This is a 3rd extension request. In support of this motion, counsel would respectfully show the Court the following circumstances:

Respondent's Initial Brief is due tomorrow, Friday, June 27, 2025. The undersigned attorney has had a number of state and federal matters to attend since May 27, 2025 and has been unable to complete this brief. Specifically,

1. Counsel prepared and filed the Initial Brief of Respondent in the matter of The State vs. Algernard D. Young, Appellate Case No. 2023-000994, a Charleston County direct appeal matter now pending in the South Carolina Court of Appeals on Monday, **June 2, 2025**;

2. Counsel filed the Respondent's Response to Motion for Certificate of Appealability [ECF #54] in the matter of Sammy Lee Scarborough vs. Curtis Earley, C/A No. 1:24-3646-JFA on **June 6, 2025**;

3. Counsel filed the Reply to Response in Opposition to Motion for Summary Judgment in the matter of Matthew Tyler Blackwell vs. Warden of Lee Correctional Institution, C/A No. 1:24-7307-RMG-SVH on **June 12, 2025**;

4. Counsel filed a Motion to Dismiss in the matter of Stephen C. Stanko vs. Joel Anderson and Lydell Chestnut, C/A No. 1:24-04109-RMG-SVH on **June 17, 2025**;

5. Counsel filed the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Emmanuel M. Rodriguez, #361467 vs. Warden Curtis Early, C/A No. 5:25-1031-JFA-KDW on **June 18, 2025**;

6. Counsel is also currently preparing the Initial Brief of Respondent in the matter of The State vs. Kenneth Glenn Lewis, Appellate Case No. 2024-000488, a Spartanburg County direct appeal matter now pending in the South Carolina Court of Appeals which is currently due to be filed on **June 30, 2025**; and

7. Counsel has been involved in working **on other matters in state and federal court**.

WHEREFORE, for good cause, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter. This request is made in good faith, and not for the purposes of delay. This is a 3rd extension request and will make the Respondent's Initial Brief due on July 28, 2025.

Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General


J. ANTHONY MABRY
Senior Assistant Attorney General
State No. 11973

Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

By: s/J. Anthony Mabry
J. ANTHONY MABRY
ATTORNEYS FOR RESPONDENT

June 26, 2025.

I support the finding of good cause.

By: 
MELODY J. BROWN
Senior Assistant Deputy Attorney General

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PROOF OF SERVICE

I, **J. Anthony Mabry**, attorney for the Respondent, hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Motion for a Third Extension of Time to File the Initial Brief of Respondent and Designation of Matter, have been forwarded to Appellant's counsel, Kathrine H. Hudgins, Esq. and to her assistant via email today, June 26, 2025 to khudgins@sccid.sc.gov and to cstock@sccid.sc.gov.

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

This 26th day of June, 2025.

s/J. Anthony Mabry
J. ANTHONY MABRY
Senior Assistant Attorney General