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Jun 30 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Cherokee County

R. Keith Kelly, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

EDWARD VINCENT BAYNARD,

APPELLANT

APPELLATE CASE NO. 2024-001912

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

Counsel for Edward Baynard respectfully requests a **fourth and final thirty (30) day extension from June 30, 2025 until July 30, 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 Edward Baynard 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.

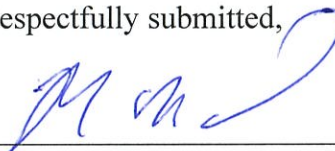
3. Counsel is filing the Brief of Respondent today, Friday, June 27, 2025 in the case of The State v. Kierin Dennis in the Supreme Court. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. James Bridges Byrd with this Court on Thursday, June 26, 2025. Counsel filed the Memorandum on Appealability in the case of The State v. Casey Douglas with this Court on June 9, 2025. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of William Tyrone Tate v. The State with the Supreme Court on June 6, 2025. Counsel filed the Reply to Return to Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Bowen Gray Turner with the Supreme Court on June 2, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Tyriese Robinson with this Court on May 22, 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 also has extensive administrative duties as the Chief Appellate Defender, including attempting to hire another Appellate Defender 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.

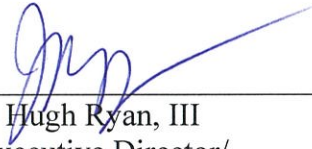
5. On May 30, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through June 30, 2025.

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

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THE STATE,

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APPELLANT

APPELLATE CASE NO. 2024-001912

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 30th day of June, 2025.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR APPELLANT

Warren, Kaylynn

From: Warren, Kaylynn
Sent: Monday, June 30, 2025 8:33 AM
To: Melody Brown
Cc: Dudek, Robert; 'abennett@scag.gov'
Subject: 2024-001912 The State v. Edward Vincent Baynard
Attachments: 2024-001912 The State v. Edward Vincent Baynard 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, June 30, 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