

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Lexington County
The Honorable Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

Respondent,

v.

LAVON BERNARD JULIUS,

Appellant.

Appellate Case No. 2023-001994

**MOTION FOR FOURTH 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 serve and file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. Opposing counsel has graciously consented to all extension requests through August 31, 2025. In support of this motion, counsel would respectfully show the Court the following:

Respondent’s Initial Brief and Designation of Matter is due today, Wednesday, August 20, 2025, as per this Court’s Order granting Respondent’s third extension request. The undersigned attorney for the Respondent has had a number of state and federal matters to attend to since July 2025 when the Court granted Respondent’s third extension. Specifically:

1. Counsel assisted and attended the capital post-conviction relief merits hearing/trial in the Lexington County matter of Norman Starnes v. State of South Carolina, C/A 2011-CP-32-830 from Monday, July 28, 2025, through Wednesday, July 30, 2025;
2. Within the last month, counsel prepared for the evidentiary and motion hearings in

the following actions for the August 11-14, 2025, Post-Conviction Relief Term of Court in the 13th Circuit: Natasha Booker v. The State, (2024-CP-23-5082, 2024-CP-23-5429); Javis Smith v. The State, (2025-CP-23-2028); Jeff Williamson v. The State, (2025-CP-23-2375); Tony Leamon v. The State, (2021-CP-23-1591); William Wilkinson, III v. The State, (2025-CP-23-634); Sheldon Watson v. The State, (2022-CP-23-2311); Samantha Pfau v. The State, (2024-CP-23-6785); Brandon Cox v. The State, (2020-CP-39-1293); Gerald Gadsden v. The State, (2020-CP-23-1971); Michael Sullivan v. The State, (2021-CP-23-2865); Jahru Smith v. The State, (2023-CP-23-0273); Jaron Gibbs v. The State, (2023-CP-39-0651); Joshua Garrett v. The State, (2024-CP-23-1505); Kendrell Warren v. The State, (2022-CP-23-5790); Timiya Massey v. The State, (2022-CP-23-2305); James Durham v. The State, (2022-CP-39-0317); John Hughes v. The State, (2022-CP-23-1462); Kent Washington v. The State, (2022-CP-23-4649); Jeffery Mullins v. The State, (2022-CP-23-3986).

3. Counsel prepared and submitted Returns, Motions to Dismiss, and Conditional Orders on August 18-19, 2025, in the following Post-Conviction Relief actions: Leon Crump v. The State, (2018-CP-23-5731); William Newton v. The State, (2022-CP-23-3291); Elliot Hatton v. The State, (2020-CP-23-03397); Federick Anderson v. The State, (2020-CP-23-4799); Comest Allen v. The State, (2024-CP-23-6068); Dexter Bowens v. The State, (2022-CP-23-6435).

4. Counsel is working on the Initial Brief and Designation of Matter, due today with no further extensions available, in the case of The State v. Denardis Jamont Kilgo, Appellate Case No. 2024-000567, a matter pending in this Court;

5. Counsel is working on other state and federal matters and this motion is not made for the purposes of delay but due to the foregoing.

Due to counsel's involvement in these and other matters pending in court, counsel has been unable to complete the Initial Brief of Respondent and Designation of Matter.

WHEREFORE, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter.

Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General
S.C. Bar No: 14244


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By: s/Kaylee C. Kemp
Kaylee C. Kemp
Assistant Attorney General
ATTORNEYS FOR RESPONDENT

August 20, 2025

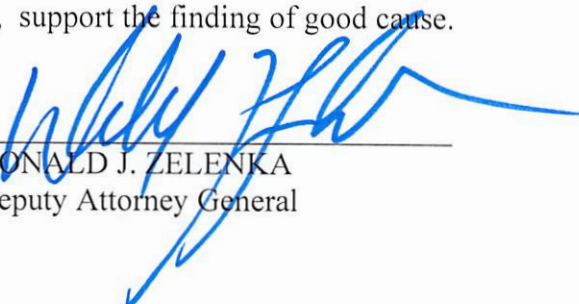
[signature page continues next page]

I support the finding of good cause.

By: 

MELODY J. BROWN
Senior Assistant Deputy Attorney General

I, too, support the finding of good cause.

By: 

DONALD J. ZELENKA
Deputy Attorney General

August 20, 2025

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Aug 20 2025

SC Court of Appeals

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PROOF OF SERVICE

The undersigned certifies that pursuant to Rule 262(c)(3), SCACR and the Supreme Court order April 24, 2024, the Fourth Extension of Time to file the Initial Brief and Designation of Matter have been forwarded to Appellant's counsel, Jordan Wayburn, Esquire, via email today, August 20, 2025, at JWayburn@sccid.sc.gov and to his assistant, Chris Stock at CStock@sccid.sc.gov.

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

This is the 20th day of August 2025.

s/Kaylee C. Kemp
Kaylee C. Kemp
Assistant Attorney General

Brandy Rankin

From: Brandy Rankin
Sent: Wednesday, August 20, 2025 5:06 PM
To: jwayburn@sccid.sc.gov
Cc: Stock, Chris; Kaylee Kemp
Subject: The State v. Lavon Bernard Julius - Fourth Extension to file Initial Brief of Respondent - 2023-001994
Attachments: SIGNED 4th Ext IBOR Julius.pdf

Dear Mr. Wayburn,

Please find attached the Respondent's Fourth Motion for Extension to file the Initial Brief & Designation of Matter together with the Proof of Service. These docs will be sent to the South Carolina Court of Appeals today, August 20, 2025 along with a copy of this email. Thank you!

Sincerely,

Brandy Rankin

Brandy Rankin, Legal Assistant to Kaylee C. Kemp
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