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Nov 24 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Lexington County
The Honorable Debra McCaslin, Circuit Court Judge

THE STATE,

Respondent,

v.

JABIN E. TRAPP,

Appellant.

Appellate Case No. 2024-001644

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

Undersigned counsel would respectfully request a thirty (30) day extension up to and including December 29, 2025, 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 this request. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief and Designation of matter are due today, November 24, 2025. Pursuant to this Court's Order dated October 27, 2025. This matter was previously assigned to Ms. Kemp; however, Ms. Kemp is leaving the Attorney General's Office and this brief was identified for reassigned. In the interim, below signed counsel has been reviewing the case for completion. Undersigned counsel, however, has not been able to complete the initial brief within

the allotted time due to other state and federal matters, including addressing matters in several *capital cases* in various stages of litigation, that have required counsel's attention. Specifically, since October 24, 2025, counsel has: completed and filed an initial brief of respondent and designation of matter in another murder direct appeal (*Javeris Williams, Oct. 27, 2025*); prepared and filed three post-conviction relief action returns (*Jack Foreman, III and Jack Foreman, IV, Oct. 23, 2025; and David Barajas (SGJ), Oct. 28, 2025*); interviewed witness and prepared for post-conviction relief hearing scheduled for term beginning Nov. 3, 2025, (*David Barajas*); completed with co-counsel an initial brief of respondent in another non-capital murder direct appeal (*Troy Stevenson, Oct. 29, 2025*); prepared and filed an expedited response to a petition for writ of habeas corpus in the original jurisdiction of the Supreme Court of South Carolina and a motion to stay execution (*Stephen Corey Bryant, Nov. 5, 2025*); prepared a memorandum of law for an *Aiken v. Byars* proceeding (*Brett Hollis, Nov. 12, 2025*); prepared and filed a motion to amend initial brief of respondent in one of the above mentioned initial briefs (*Javaris Williams, Nov. 13, 2025*); drafted other matters and participated in necessary communications in anticipation of the recent execution (*Stephen Corey Bryant, Nov. 14, 2025*); prepared and filed a reply to response opposing summary judgment in a non-capital federal habeas corpus action (*Jerome Campbell, Nov. 17, 2025*); completed and filed an initial brief of respondent in another murder direct appeal (*Tyriese Robinson, Nov. 21, 2025*); and completed with co-counsel a Rule 59(e), SCRCF motion in a capital PCR (*Bobby Wayne Stone, Nov. 24, 2025*). Counsel is also presently working a return to petition for writ of certiorari to be filed in our Supreme Court (*Robert Dillard*); and a return to petition for stay of execution to be filed tomorrow in federal district court (*Marion Alexander Lindsay*).

Due to counsel's involvement in these and other matters pending in state and federal court, and considering counsel's administrative responsibilities as supervisor for murder appeals, federal habeas corpus actions, and capital litigation, undersigned counsel has been unable to timely complete the brief in this direct appeal.

For all the above reasons, Respondent is requesting a thirty (30) day extension of time in which to complete briefing in the captioned murder direct appeal.

This request is made in good faith, for the reasons asserted above, and not for the purpose of simple delay.

Respectfully Submitted,

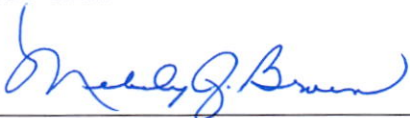
ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

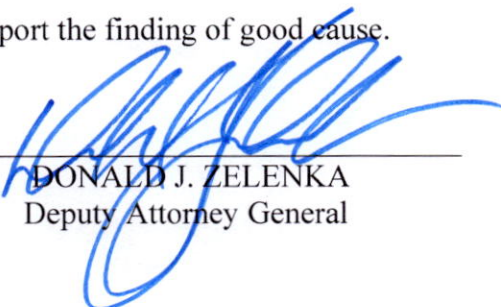
MEGAN RAYMER
Assistant Attorney General

Post Office Box 11549
Columbia, South Carolina 29211
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By: 
MELODY J. BROWN
ATTORNEYS FOR RESPONDENT

November 24, 2025

I support the finding of good cause.

By: 
DONALD J. ZELENKA
Deputy Attorney General

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PROOF OF SERVICE

The undersigned certifies that pursuant to Rule 262(c)(3), SCACR and the Supreme Court order of April 24, 2024, the Motion for Extension of Time to Serve and File the Initial Brief of Respondent and Designation of Matter, along with Certificate of Service has been forwarded to Appellant's counsel, Dayne Phillips, Esquire, via email today, November 24, 2025 to dayne@pricebenowitz.com.

I further certify that all parties required by Rule to be served have been served. This is the 24th day of November, 2025.

s/ Angela Brown
Administrative Coordinator

Angela Brown

From: Angela Brown
Sent: Monday, November 24, 2025 3:04 PM
To: Dayne Phillips; courtney@pricebenowitz.com
Cc: Melody Brown
Subject: The State v. Jabin Trapp - 3rd Extension
Attachments: Trapp.Motion for Extension for IBOR.pdf

Mr. Phillips, please find attached the state's motion for an extension of time to serve and file the Initial Brief of Respondent and Designation of Matter in the above referenced appeal. The motion will be electronically filed with the Court of Appeals on today's date.

Thank you,

Angela Bennett Brown, Administrative Coordinator II
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Criminal Division | Office [803-734-0368](tel:803-734-0368) | Abennett@scag.gov
P.O. Box 11549 | Columbia, SC 29211

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