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Dec 15 2025
SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Cherokee County
The Honorable R. Keith Kelly, Circuit Court Judge

THE STATE,

Respondent,

v.

BOBBY JO BAYNARD,

Appellant.

Appellate Case No. 2024-001941

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

Respondent's Initial Brief and Designation of Matter are due today, December 15, 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 November 2025. Specifically,

1. Counsel prepared and presented Oral Argument to The South Carolina Court of Appeals on November 12, 2025, in the matter of The State v. Genari Gresean McNeil, Appellate Case No.

2023-000591;

2. Counsel filed the Initial Brief and Designation of Matter on November 14, 2025, in the case of The State v. Jeffrey Michael George, Appellate Case No. 2024-001653, a matter pending in this the South Carolina Court of Appeals;

3. Counsel prepared and filed the Return and Memorandum of Law in Support of Motion for Summary Judgment on November 13, 2025, in the matter of Breon J. Alexandre v. Warden, Lieber Correctional Institution, C/A No. 0:25-cv-5626-RMJ-PJG, a matter pending in the this Court;

4. Counsel prepared and presented Oral Argument to the South Carolina Court of Appeals on December 9, 2025 @ 10:00 am, in the matter of The State v. Travontae Mitchell, Appellate Case No. 2023-001323;

5. Counsel prepared and presented Oral Argument to the South Carolina Court of Appeals on December 9, 2025 @ 10:40 am, in the matter of The State of South Carolina v. Che Leon Ransom, Appellate Case No. 2023-001348

6. Counsel prepared and filed the Return and Memorandum of Law in Support of Motion for Summary Judgment on December 10, 2025, in the matter of Jonathan C. Hughes v. Warden, Lieber Correctional Institution, C/A No. 5:25-11348--RMG-KDW, a matter pending in the Dist

7. Counsel prepared and filed the Initial Brief of Respondent and Designation of Matter on December 12, 2025, in the matter of The State v. Tyrase Collins, a matter pending in this Court, Appellate Case No. 2024-001238;

riect Court;

8. Counsel is working on the Initial Brief of Respondent and Designation of Matter due today, December 15, 2025, in the matter of The State v. Bobby Baynard and in which brief is on Fourth

Extension with no further extensions available;

9. Counsel is working on other state and federal matters, and this request is not made for the purpose of delay but due to the foregoing.

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

Respectfully submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

TOMMY EVANS, JR.
Assistant Attorney General

By: s/Tommy Evans, Jr.
TOMMY EVANS, JR.
No. 7448
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

ATTORNEY FOR RESPONDENT


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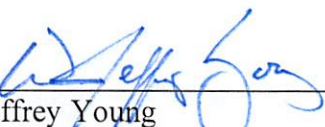
Dec 15 2025

SC Court of Appeals

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: 
W. Jeffrey Young
Chief Deputy Attorney General

December 15, 2025

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PROOF OF SERVICE

I, Tommy Evans, Jr., certifies that pursuant to Rule 262(c)(3), SCACR and the Supreme Court order of April 24, 2024, the fourth extension to file the Initial Brief of Respondent, Designation of Matter and Proof of Service have been forwarded to Appellant's counsel, David Alexander via email today, December 15, 2025 to dalexander@sccid.sc.gov and to Mr. Alexander's assistant, Dan Bast, to dbast@sccid.sc.gov.

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

This is the 15th day of December 2025.

s/Tommy Evans, Jr.

Tommy Evans, Jr.

S.C. Bar No. 12990

Post Office Box 11549

Columbia, South Carolina 29211

ATTORNEY FOR RESPONDENT

Brandy Rankin

From: Brandy Rankin
Sent: Monday, December 15, 2025 11:32 AM
To: Alexander, David
Cc: dbast@sccid.sc.gov; Tommy Evans, Jr.
Subject: The State v. Bobby Joe Baynard - 2024-001941 - Motion for Fourth Extension to file Initial Brief of Respondent and Designation of Matter
Attachments: BAYNARD BOBBY JO - Fourth Extension.pdf

Dear Mr. Alexander,

Please find attached the Respondent's Fourth Motion for Extension to file the Initial Brief and Designation of Matter in the above-captioned case. Also attached is the Proof of Service. These documents will be filed with the South Carolina Court of Appeals today, December 15, 2025, along with a copy of this email. Thank you.

Sincerely,

Brandy Rankin

Brandy Rankin, Legal Assistant Tommy Evans, Jr.
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
803-734-6305

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SC Court of Appeals



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