

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Appeal from Lancaster County  
Brian M. Gibbons, Circuit Court Judge

ORIGINAL

STATE,

RESPONDENT,

RECEIVED

JUL 13 2015

SC Court of Appeals

V.

QUANELL MARQUAN MCILWAIN,

APPELLANT

APPELLATE CASE NO. 2014-002539

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

Counsel for Quanell Marquan McIlwain respectfully requests a **fourth and final** extension of thirty (30) **until August 12, 2015**, days in which to file the Initial Brief of Appellant and Designation of Matter in this 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 are due to be filed with the Court today. The Court has granted counsel three previous extensions.
2. Counsel for Quanell Marquan McIlwain 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 filed a petition for writ of certiorari in the case of The State v. Anthony Jackson with the United States Supreme Court on July, 7, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Jeffrey Allen Chapman with this Court on July 1, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Blaton Wakeem Smith with this Court on June 29, 2015. Counsel filed the petition for writ of certiorari to this Court and accompanying appendix in the case of State v. Akeem O. Smith with the Supreme Court on June 22, 2015. Counsel filed the brief of appellant in the case of State v. Tyress Antonio Littlejohn with this Court on June 12, 2015. Counsel had an oral argument in the case of State v. James Allen Johnson before this Court on June 9, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Matthew S. Medley with this Court on June 8, 2015. Counsel filed the petition for rehearing in the case of State v. John E. Haynes with this Court on May 20, 2015. Counsel filed the brief of appellant in the case of State v. Stewart Ard with this Court on May 15, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Miama Kromah v. State of South Carolina with the Supreme Court on May 7, 2015. Counsel had an oral argument in the case of State v. Lamar Sequan Brown with this Court on May 5, 2015. Counsel filed the brief of appellant in the case of State v. Leonard Eugene Brockington with this Court on May 4, 2015. Counsel had an oral argument in the case of State v. Darren Scott before the Supreme Court on April 22, 2015, as co-counsel with Robert M. Dudek. Counsel filed the brief of appellant in the case of State v. Justin R. Simms with this Court on April 21, 2015. Counsel had an oral argument in the case of State v. Erick Arroyo in the Court of Appeals on April 14, 2015.

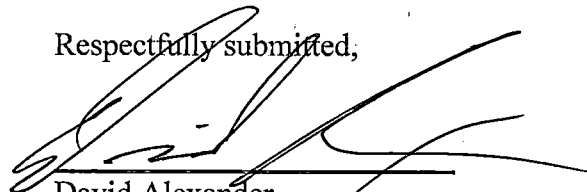
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

will hopefully become more manageable in the near future, and less extensions will need to be requested.

5. Counsel for the Attorney General's office consents to this request shown by signature below.

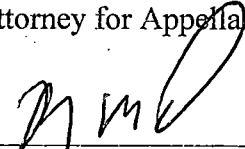
WHEREFORE, the undersigned counsel would respectfully request **a fourth and final thirty (30) day extension until August 12, 2015**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

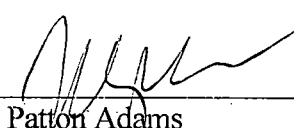


David Alexander  
Appellate Defender

Attorney for Appellant



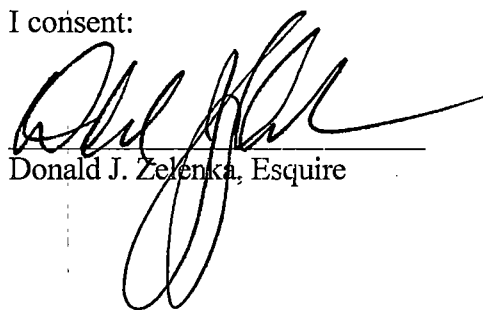
Robert M. Dudek  
Chief Appellate Defender



T. Patton Adams  
Executive Director/  
J. Hugh Ryan, III  
General Counsel

This 13<sup>th</sup> day of July, 2015.

I consent:



Donald J. Zelenka, Esquire