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2nd RIB due 6/14/17

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Berkeley County
The Honorable Deadra L. Jefferson, Circuit Court Judge

Appellate Case No. 2016-001519

THE STATE,

Respondent,

vs.

LEE DELL BRADLEY,

Appellant.

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JUN 14 2017
SC Court of Appeals

MOTION FOR SECOND 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 in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief is due today, June 14, 2017, upon this Court's grant of Respondent's first request for an extension filed on May 17, 2017.

The undersigned attorney for the Respondent has had a number of state and federal matters to attend since May 15, 2017. Specifically,

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1. Counsel prepared the Amended Return and Memorandum of Law in Support of Amended Motion for Summary Judgment in Antonio Rashad Trimmier, #337233 vs. Warden of Broad River Correctional Institution, C/A No.: 4:17-634-BHH-TER on May 15, 2017;
2. Counsel filed the Final Brief of Respondent in the matter of The State vs. Shameen Coker, a Beaufort County direct appeal matter on May 16, 2017;
3. Counsel prepared the Return and Memorandum of Law in Support of Motion for Summary Judgment in Ronnie W. Wilson, #235803 vs. Warden Bush, C/A No.: 0:17-461-JMC-PJG on May 24, 2017;
4. Counsel filed a Supplemental Status Report in the matter of Richard Bernard Moore vs. Bryan P. Stirling, Commissioner, et al., C/A No. 4:14-04691-MGL-TER on May 24, 2017, a Spartanburg county capital matter now pending before the United States District Court for the District of South Carolina;
5. Counsel filed a Reply to Petitioner's Response to Amended Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Antonio Rashad Trimmier, #337233 vs. Warden, Broad River Correctional Institution, C/A No. 4:17-00634-BHH-TER on June 1, 2017;
6. Counsel prepared the Return and Memorandum of Law in Support of Motion for Summary Judgment in Darious Lamont Moore, #248459 vs. Warden of Perry Correctional Institution, C/A No.: 8:17-850-RMG-JDA on June 13, 2017;
7. Counsel is currently preparing the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of James Allen Moore, a/k/a James Allen Moore, a/k/a Jabari Abdul-Mubarak vs. Scott Davis, Warden, C/A No.: 9:17-632-BHH-BM, which is currently due to be filed on Friday, June 16, 2017; and

8. Counsel has also been reviewing matters due to his involvement in the Office of the Attorney General's Appellate Decision Review Committee. The Committee was formed to review all adverse decisions in Capital, Federal Habeas, Direct Appeals, and Post-Conviction relief matters, and to determine whether the State will appeal these rulings.

However, due to counsel's involvement in these and other matters pending in state and federal court, counsel is unable to timely complete the Initial Brief of Respondent in this proceeding. Thus, counsel is requesting an extension of time in which to file the Initial Brief in this matter. This request is made in good faith, and not for the purposes of delay.

WHEREFORE, premises considered, counsel hereby 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
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MELODY J. BROWN
Senior Deputy Assistant Attorney General

WILLIAM EDGAR SALTER, III
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By: 

WILLIAM EDGAR SALTER, III

ATTORNEYS FOR RESPONDENT

June 14, 2017

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PROOF OF SERVICE

I, William E. Salter, III, of counsel for the Respondent, certify that I have served two (2) copies of the within motion for a second extension to file Initial Brief of Respondent and Designation of Matter via U.S. mail to his attorney of record, David Alexander, Esq., SCCID/Division of Appellate Defense, 1330 Lady Street, Suite #401, Columbia, South Carolina 29201-3332.

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

This 14th day of June, 2017.



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