

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Sumter County

William Jeffrey Young, Circuit Court Judge

RECEIVED
JUL 23 2018
SC Court of Appeals

THE STATE,

RESPONDENT,

v.

MARCUS C. MCFADDEN,

APPELLANT

APPELLATE CASE NO. 2017-002175

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

Counsel for appellant respectfully requests an extension of thirty (30) days, **until August 22, 2018**, 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 third 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 two previous extensions.
2. Counsel will file the initial brief of appellant and designation of matter in the case of The State v. Samuel Collins with this Court today, July 23, 2018. Counsel filed the petition

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for writ of certiorari and appendix in the case of Dameion Rivers v. State with the Supreme Court today, July 23, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of James Dawkins v. State with the Supreme Court on July 17, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of John Kirby v. State with the Supreme Court on July 16, 2018. Counsel will file the initial brief of appellant and designation of matter in the case of The State v. David Vincent with this Court on July 5, 2018. Counsel will file the initial brief of appellant and designation of matter in the case of The State v. Charles C. Brown with this Court on July 5, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Michael Couch v. State with the Supreme Court on June 25, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Mitchell Rivers v. State with the Supreme Court on June 18, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Rondell Carter v. State with the Supreme Court on June 11, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Ricky Dale Pace v. State with the Supreme Court on June 11, 2018. Counsel will file the initial brief of appellant and designation of matter in the case of The State v. Shane Isaac Johnson with this Court on June 4, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Victor Weldon v. State with the Supreme Court on May 23, 2018.

3. Counsel makes this request in good faith and not for purpose of delay.

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

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension, until **August 22, 2018**, in which to file the initial brief of appellant and designation of

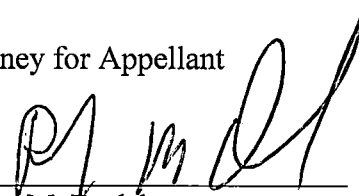
matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Taylor Gilliam
Appellate Defender

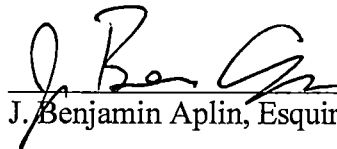
Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender

This 23rd day of July, 2018.

I consent:



J. Benjamin Aplin, Esquire