

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Sumter County  
William Jeffrey Young, Circuit Court Judge

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ORIGINAL  
RECEIVED  
AUG 22 2018  
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MARCUS C. MCFADDEN,

APPELLANT

APPELLATE CASE NO. 2017-002175

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

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Counsel for Marcus C. McFadden, respectfully requests a **fourth and final** thirty (30) days **until September 21, 2018**, in which to file the Initial Brief of Appellant and Designation of Matter in the above-referenced 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 in this case are due to be served and filed with the Court today. The Court has granted counsel three previous extensions.

2. Counsel for Marcus C. McFadden, 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 her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Steven Louis Barnes with the Court of Appeals on August 22, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Phillip Antoine Stackhouse with the Court of Appeals on August 17, 2018. Counsel filed the petition for rehearing in the case of The State of South Carolina v. Nathaniel Wright with the Court of Appeals on August 16, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Ralph Joel Burns with the Court of Appeals on July 30, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State of South Carolina v. Terry Williams with the Supreme Court on July 23, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Nathan Good with the Court of Appeals on July 23, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State of South Carolina v. Charles Winston, Jr. with the Supreme Court on July 20, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Tommy McGee with the Court of Appeals on July 17, 2018. Counsel filed the petition for rehearing in the case of The State of South Carolina v. Maurice A. Odom with the Court of Appeals on July 12, 2018. Counsel filed the petition for writ of certiorari pursuant to Austin v. State in the case of Jonta Green v. The State of South Carolina with the Supreme Court on July 10, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jonta Green v. The State of South Carolina with the Supreme Court on July 10, 2018. Counsel filed the petition for writ of

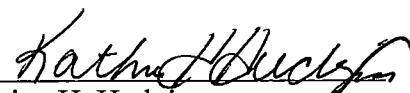
certiorari and accompanying appendix in the case of Henry Delos Anderson v. The State of South Carolina with the Supreme Court on June 25, 2018.


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.

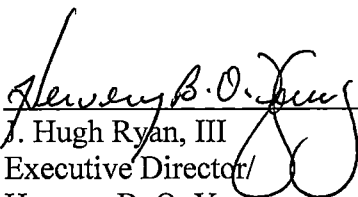
5. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension** until **September 21, 2018**, in which to file the brief in this case based upon the above exigent circumstances.

Respectfully submitted,


  
Kathrine H. Hudgins  
Appellate Defender

  
Robert M. Dudek  
Chief Appellate Defender

  
Hervey B. O. Young  
Executive Director/  
Deputy Director and General Counsel/  
W. Lawrence Brown  
Deputy General Counsel and Training  
Director

This 22<sup>nd</sup> day of August, 2018.

I do not oppose:

  
J. Benjamin Aplin, Esquire