

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Laurens County

Honorable Donald B. Hocker, Circuit Court Judge

RECEIVED
AUG 29 2018
SC Court of Appeals
APPELLANT,

THE STATE,

v.

LEON LAGWAN BARKSDALE,

RESPONDENT

APPELLATE CASE NO. 2017-002306

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

Counsel for Leon Lagwan Barksdale respectfully requests a **fourth and final** extension of thirty (30) days **until September 28, 2018**, days in which to file the initial brief of respondent 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 respondent and designation of matter are due to be filed with the Court today. The Court has granted counsel three previous extensions.

2. Counsel for Leon Lagwan Barksdale 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 is still working on becoming more current on his caseload after being out of the office an entire week after a death in the family. Counsel is filing the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Joshua Flowers with this Court today, August 29, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Robbie Collins with this Court on August 22, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Courtney Price with this Court on August 2, 2018. Counsel filed the brief of petitioner in the case of Isaac Starke v. The State with the Supreme Court on August 1, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Gary Lee Burris with this Court on July 31, 2018. On July 26, 2018, counsel spoke at the Orientation School for Magistrate and Municipal Judges. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Calvin Brown, Jr. with the Supreme Court on July 25, 2018. Counsel filed the return to petition for writ of certiorari and accompanying appendix in the case of Gregory Vincent Smith v. The State with the Supreme Court on July 13, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Randall Earl Sightler v. The State with the Supreme Court on July 3, 2018.

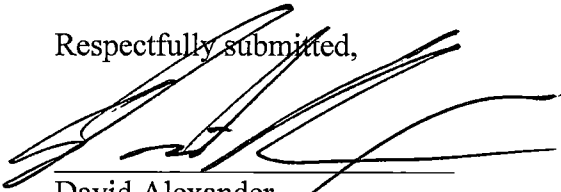
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

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.

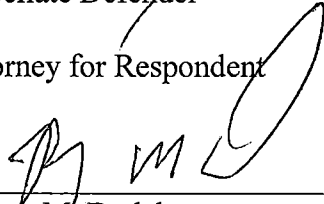
WHEREFORE, the undersigned counsel would respectfully request **a fourth and final thirty (30) day extension** until **September 28, 2018**, in which to file the initial brief of respondent and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,

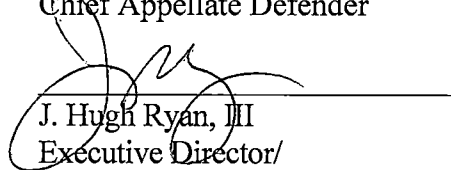


David Alexander
Appellate Defender

Attorney for Respondent



Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervey B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

This 29th day of August, 2018.

I consent:



William M. Blich, Esquire