

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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

Appellate Case No. 2018-000115

THE STATE,

Respondent,

vs.

MONTRELLE LAMONT CAMPBELL,

Appellant.

RECEIVED
MAR 27 2019
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 Monday, April 1, 2019, upon this Court's grant of Respondent's first request for an extension filed on March 4, 2019. Counsel for Appellant has graciously consented to this extension request. Specifically,

1. Counsel filed Respondent's Second Status Report in the matter of Darrell L. Goss, #305517 vs. Warden Charles Williams, C/A No. 2:18-2938-BHH-MGB on February 26, 2019;
2. Counsel filed the Return and Memorandum of Law in Support of Motion for

Summary Judgment in the matter of Termain Cooper, #286396 vs. Warden Aaron Joyner, 8:18-cv-2692-RMG-JDA on March 4, 2019;

3. Counsel also filed the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Kevin Gilliard, #275357 vs. Warden Joyner, C/A No. 6:18-cv-2417-MGL-KFM on March 4, 2019;

4. Counsel for Respondent filed the Final Brief of Respondent in the matter of The State vs. Ricky L. Esaw, Appellate Case No. 2017-002213, a direct appeal from Lexington County on March 18, 2019;

5. Counsel prepared the Respondent's Rule 59(e) Motion to Alter or Amend Judgment in the Lexington County Capital matter of Ron O'Neal Finklea, #SK6025 vs. State of South Carolina, 2010-CP-32-5076 on March 18, 2019;

6. Counsel filed the Respondent's Return and Memorandum of Law in Support of Motion to Dismiss, and Motion for Dismissal without Prejudice in the matter of Darrell L. Goss, #305517 vs. Warden Charles Williams, C/A No. 2:18-2938-BHH-MGB on March 21, 2019; and

7. Counsel filed the Respondent's Return to Motion for Stay and Abeyance, Motion to File Second Post-Conviction Relief, and Motion to Challenge the Constitutionality of the Post-Conviction Relief Statute in the matter of John Wayne Brannon v. Warden Williams, C/A No. 4:18-3321-DCC-TER on March 25, 2019.

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
ID No. 5758

MELODY J. BROWN
Senior Assistant Deputy Attorney General

W. JOSEPH MAYE
Assistant Attorney General
I.D. No. 100851

By: 
W. JOSEPH MAYE

ATTORNEYS FOR RESPONDENT

March 27, 2019.

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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

Appellate Case No. 2018-000115

THE STATE,

Respondent,

vs.

MONTRELLE LAMONT CAMPBELL,

Appellant.

RECEIVED
MAR 27 2019
SC Court of Appeals

PROOF OF SERVICE

I, **W. Joseph Maye**, 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, Lara M. Caudy, Esq., SCCID/Division of Appellate Defense, 1330 Lady Street, Suite #401, Columbia, South Carolina 29201.

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

This 27th day of March, 2019.



W. JOSEPH MAYE
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305



ALAN WILSON
ATTORNEY GENERAL

March 27, 2019

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

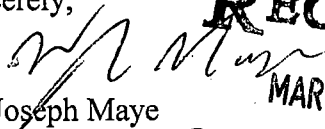
Re: *The State v. Montrelle Lamont Campbell*
Appeal from Charleston County
Appellate Case No. 2018-000115

Dear Ms. Kitchings:

Enclosed for filing are the original and six (6) copies of the Respondent's Second Extension of Time to File Initial Brief of Respondent and Designation of Matter, together with Proof of Service, in the above-referenced matter. Counsel for Appellant has graciously consented to this request.

Thank you for your assistance in this matter.

Sincerely,


W. Joseph Maye
Assistant Attorney General

RECEIVED

MAR 27 2019

SC Court of Appeals

WJM:dmd
Enclosures

cc: Lara M. Caudy, Esq. (w/two copies of encls.)