

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

ORIGINAL

Appeal from Williamsburg County  
Honorable Ralph F. Cothran, Circuit Court Judge

---

THE STATE,

RESPONDENT,

V.

JOHN ARTHUR JAMES, III,

RECEIVED  
MAR 29 2019  
APPELLANT  
SC Court of Appeals

APPELLATE CASE NO. 2018-001080

---

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

---

Counsel for John Arthur James, III, respectfully requests a **fourth and final thirty (30) day extension, until April 29, 2019**, 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. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter 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 John Arthur James, III 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.

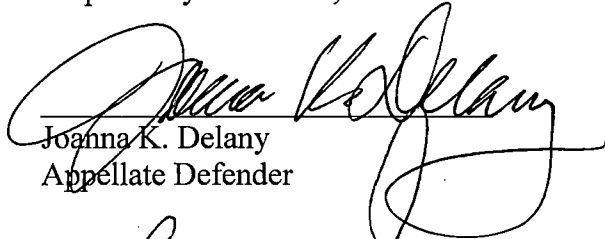
3. Counsel had oral argument before the Supreme Court in the case of The State v. Demario M. Thompson on March 28, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Tyreece Raheam Stokes with this Court on March 21, 2019. Counsel filed the petition for writ of certiorari with the accompanying appendix in the case of Derrick L. Walker v. The State with the Supreme Court on March 11, 2019. Counsel filed the petition for writ of certiorari with the accompanying appendix in the case of James Brown, Jr. v. The State with the Supreme Court on March 6, 2019. Counsel filed the petition for writ of certiorari with the accompanying appendix in the case of Desmond Mayo v. The State with the Supreme Court on March 4, 2019. Counsel filed the petition for writ of certiorari with the accompanying appendix in the case of Dan Demetri Ford v. The State with the Supreme Court on February 22, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Eric Emanuel English with this Court on February 19, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Willie James Moore with this Court on February 1, 2019. Counsel filed the petition for writ of certiorari with the accompanying appendix in the case of Edward Lee Whitlock, Jr., v. The State with the Supreme Court on January 18, 2019. Counsel filed the petition for writ of certiorari with the accompanying appendix in the case of Tavish Dominique Yeargin v. The State with the Supreme Court on January 18, 2019.

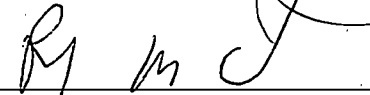
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

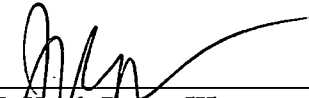
5. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension until April 29, 2019**, 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 the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

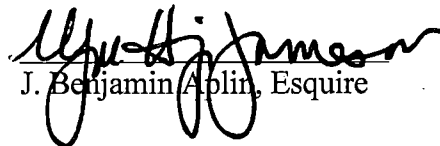
  
\_\_\_\_\_  
Joanna K. Delany  
Appellate Defender

  
\_\_\_\_\_  
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 March, 2019.

I do not oppose:

  
for J. Benjamin Aplin, Esquire