

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Bamberg County
Doyet A. Early, Circuit Court Judge

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JUN 05 2019
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

KWAMAINE JARELLE ROSS,

APPELLANT

Appellate Case No. 2018-001212

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

Counsel for Kwamaine Jarelle Ross respectfully requests a **final extension of sixteen (16) days, until June 21, 2019**, 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. 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 four previous extensions.
2. Counsel for Kwamaine Jarelle Ross 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.

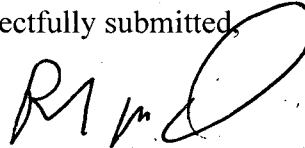
3. Counsel is attending the trial today, Wednesday, June 5, 2019, in The State v. Timothy Jones, Jr., in Lexington, South Carolina serving in the role of appellate advisor to the Capital Trial Unit and the Chief Circuit Public Defender. Counsel has also been at the some of the voir dire proceedings in that trial on previous occasions, and will continue to serve in that capacity as appellate advisor at least one day a week until the trial is completed. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Mikel Terrell Francis with this Court on June 3, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Casey Dajuan Geter with this Court on May 21, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. David Matthew Carter with this Court on May 14, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Brandon Childers with this Court on May 3, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Ricky Anthony Short with this Court on April 26, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Randall Clark with this Court on April 16, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Rickey Wilson with this Court on April 10, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Samuel Gonzalez with this Court on April 8, 2019. Counsel had an oral argument in the case of The State v. Robert I. Graham before this Court on April 2, 2019. **Counsel has extensive administrative duties as the Chief Appellate Defender, including administrative and Appellate Project oversight, and training four less experienced appellate defenders and reviewing all their filings in advance.**

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.

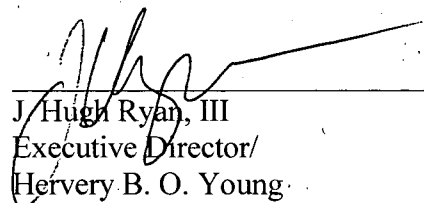
5. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final extension of sixteen (16) days, until June 21, 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 time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



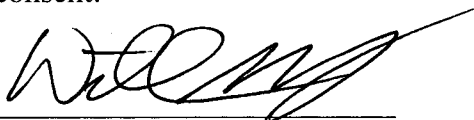
Robert M. Dudek
Chief Appellate Defender



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 5th day of June, 2019.

I consent:


for Melody J. Brown, Esquire