

STATE OF SOUTH CAROLINA
In The Court of Appeals

CERTIORARI TO ANDERSON COUNTY
Court of Common Pleas

The Honorable J. Cordell Maddox, Jr.

Appellate Case No. 2018-001099

RECEIVED
AUG 21 2019
SC Court of Appeals

Gavin V. Jones, #259726,

Appellant,

v.

State of South Carolina,

Respondent.

**MOTION FOR EXTENSION TO FILE
INITIAL BRIEF AND DESIGNATION OF MATTER**

Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Initial Brief and Designation of Matter, up to and including September 20, 2019. This is Respondent's third request for an extension of time in which to file the Initial Brief and Designation of Matter. In support of the request, undersigned counsel would respectfully show the Court:

1. The Initial Brief and Designation of Matter are due to be filed with the Court on August 21, 2019. The Court has granted counsel two previous extensions;
2. This is the third request for an extension of time in which to file the Initial Brief and Designation of Matter;
3. Counsel appeared on behalf of the State at a PCR term of court in the Tenth Circuit that

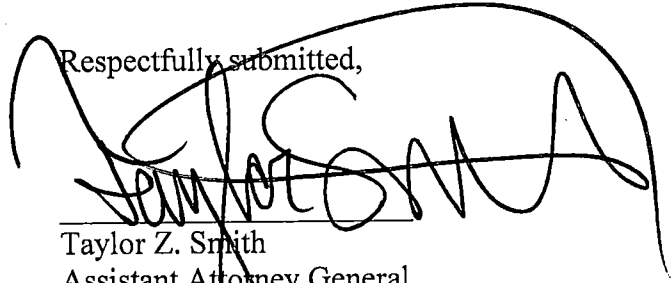
began on August 12, 2019;

4. Counsel served a Return to Petition for Writ of Certiorari in Edrick Perego v. State (2019-000928) on August 16, 2019, and filed a Return to Amended Petition for Rehearing in William D. Wooten v. State (2016-001819) on August 19, 2019;
5. Counsel's immediate supervisor is on leave for an indefinite period of time;
6. Counsel is currently preparing for a term of PCR hearings in the Thirteenth Circuit that will begin on August 26, 2019; and
7. Respondent needs additional time to review the record because Appellant's arguments may have been raised and addressed in a previous action.

This extension request is not intended for purposes of delay, but rather to ensure that the Initial Brief and Designation of Matter are properly researched and prepared. As Appellant is a *pro se* party, the undersigned has not consulted with him regarding this Motion as it would serve no useful purpose. THEREFORE, undersigned counsel for Respondent respectfully requests a **third and final thirty-day extension** until **September 20, 2019**, in which to complete and file the Initial Brief and Designation of Matter in this case based upon the above extraordinary circumstances.


{Signatures on following page.}

Respectfully submitted,

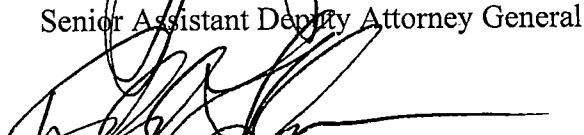


Taylor Z. Smith
Assistant Attorney General
S.C. Bar # 103282
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Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3970
Attorney for Respondent


**We concur that extraordinary circumstances
have been shown**



MEGAN HARRIGAN JAMESON
Senior Assistant Deputy Attorney General



DONALD J. ZELENKA
Deputy Attorney General



W. JEFFREY YOUNG
Chief Deputy Attorney General

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Anderson County
The Honorable J. Cordell Maddox, Jr.

Appellate Case No. 2018-001099

GAVIN V. JONES,

Appellant,

v.

STATE OF SOUTH CAROLINA,

Respondent.

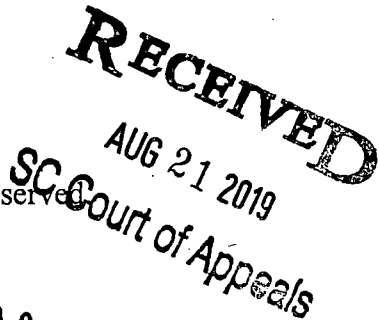
CERTIFICATE OF SERVICE

I, Camille Henry, hereby certify that I have served the Motion for Extension to File the Initial Brief and Designation of Matter, on Appellant by depositing a copy of same in the mail, addressed to:

**Gavin V. Jones, #259726
Perry Correctional Institution
430 Oaklawn Road
Pelzer, SC 29669**

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

This 21st day of August, 2018.


Camille Henry
CAMILLE HENRY
Legal Assistant for Respondent
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3737



ALAN WILSON
ATTORNEY GENERAL

August 21, 2019

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

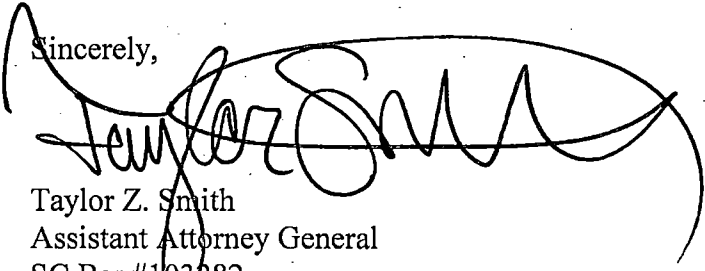
RECEIVED
AUG 21 2019
SC Court of Appeals

Re: Gavin V. Jones v. State of South Carolina
Appellate Case No. 2018-001099
Lower Court Case No. 2012-CP-04-0861

Dear Ms. Kitchings:

Enclosed please find the original and six (6) copies of the **Motion for Fourth Extension to file Initial Brief and Designation of Matter**. By copy of this letter we are serving Appellant today.

Sincerely,


Taylor Z. Smith
Assistant Attorney General
SC Bar #103282

TZS/ch

cc: Gavin V. Jones, #259726 (pro se)