

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Pickens County

Edward W. Miller, Circuit Court Judge  
\_\_\_\_\_

**ORIGINAL**

**RECEIVED**

OCT 11 2019

RESPONDENT, **SC Court of Appeals**

THE STATE,

V.

FREDRICK HARRISON TOWE,

APPELLANT.

APPELLATE CASE NO. 2018-002258  
\_\_\_\_\_

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

The undersigned counsel respectfully requests a thirty-day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.

2. On October 4, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Mildred Montgomery v. The State with the Supreme Court. On October 1, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Otis Maurice Robinson v. The State with the Supreme Court. On September 27, 2019, counsel

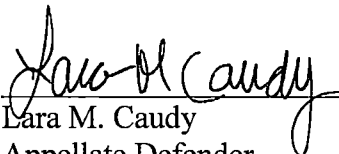
filed a petition for writ of certiorari and accompanying appendix in Larry Brayboy v. The State with the Supreme Court. From September 23, 2019 through September 25, 2019, counsel attended the Annual Public Defender Conference in Myrtle Beach. On September 18, 2019, counsel filed the initial brief of appellant and designation of matter in The State v. Keunte Cobbs with the Court of Appeals. On September 12, 2019, counsel filed a petition for rehearing in The State v. George Holmes with the Court of Appeals. On August 30, 2019, counsel filed the brief of respondent in The State v. Archie More Hardin with the Supreme Court. On August 27, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Michelle S. Allison v. The State with the Supreme Court. On August 26, 2019, counsel filed the petition for rehearing in The State v. Anthony M. Enriquez with the Court of Appeals. On August 21, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Domoneik Antwan Washington v. The State with the Supreme Court. On August 9, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Leroy Clifton Gibbs, III v. The State with the Supreme Court.

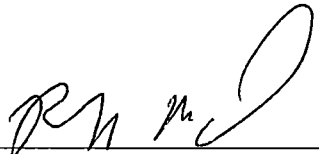
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

4. As indicated by the counsel below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension. Counsel respectfully 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,

  
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Lara M. Caudy  
Appellate Defender

  
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Robert M. Dudek  
Chief Appellate Defender

This 11<sup>th</sup> day of October, 2019.

I do not oppose:

  
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William M. Blich, Esquire