

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Berkeley County
Deadra L. Jefferson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JUSTIN GORDON HUNTER,

APPELLANT

APPELLATE CASE NO. 2019-000469

MOTION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER OUT OF TIME

RECEIVED
OCT 30 2019
SC Court of Appeals

The undersigned counsel respectfully requests a thirty-day extension in which to file the initial brief of appellant and designation of matter out of time 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 were due to be served and filed with this Court on Monday, October 28, 2019. Due to a calendaring error, an extension was not filed in a timely manner. Upon realizing this error, counsel acted immediately to resolve it.**

2. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Devonta Williams with this Court on October 28, 2019. Counsel had oral argument

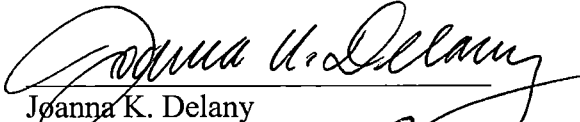
before this Court in the case of Terrence Frasier v. The State on October 14, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kristopher Block v. The State with the Supreme Court on October 8, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Richard Kenneth Galloway with this Court on October 7, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Lance R. Elam with this Court on October 3, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Johnny Ray Walker, Jr. v. The State with the Supreme Court on September 26, 2019. On September 23 – 25, 2019, counsel attended the annual Public Defender Convention in Myrtle Beach, South Carolina. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Jarvis Stripling with this Court on September 10, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Lorgio D. Morales v. The State with the Supreme Court on September 4, 2019.


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,


Joanna K. Delany
Appellate Defender


Robert M. Dudek
Chief Appellate Defender

This 30th day of October, 2019

I do not oppose:


William M. Blich, Esquire