

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Horry County

Benjamin H. Culbertson, Circuit Court Judge  
\_\_\_\_\_

THE STATE,

RESPONDENT,

V.

TAMMY CAISON MOORER,

APPELLANT

APPELLATE CASE NO. 2018-001938  
\_\_\_\_\_

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

Counsel for Tammy Caison Moorner respectfully requests a **final extension of ten (10) business days, until December 20, 2019**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. **Counsel will file the Initial Brief of Appellant and Designation of Matter before the deadline if possible.** 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.

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SC Court of Appeals

2. Counsel for Tammy Caison Moorer respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. **The transcripts in this case are two thousand six hundred and seventy-two pages.** Counsel is actively working on the brief and plans **to raise at least five issues.** Due to the complexity of the case and the issues to be raised, an additional FINAL extension is needed. 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 needs to prepare for an oral argument before this Court on December 9, 2019 in The State v. Edward Primo Bonilla. Counsel also needs to prepare for an oral argument before this Court on December 11, 2019 in The State v. Justin Jamal Warner. Counsel filed the brief of appellant and designation of matter in the case of The State v. John Andrew Finch with this Court on December 2, 2019. Counsel was co-counsel to Victor Seeger and Lara M. Caudy, when they filed the petition for rehearing in the case of The State v. Jonathan Donell Rhodes with this Court on November 21, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of The State v. John M. Ghent, Jr., to the Supreme Court from this Court on November 12, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Anthony Raynard Randall with this Court on November 8, 2019. Counsel was co-counsel to Adam Sinclair Ruffin, when they filed the initial brief of appellant and designation of matter in the case of The State v. William D. Pennington with this Court on November 4, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James A. Gardner v. The State with the Supreme Court on October 28, 2019. Counsel also had an oral argument before this Court on October 22, 2019 in State v. Deshandon Franks in Clemson, South Carolina. Counsel filed the initial brief of appellant and designation of matter in the case of The

State v. Dashaun Livaughn Simmons with this Court on October 21, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jakeivan A. Pulley v. The State with the Supreme Court on October 18, 2019. Counsel filed the two issue petition for writ of certiorari and accompanying appendix in the case of The State v. Ahshaad Mykiel Owens with the Supreme Court on October 14, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. William C. (Billy) Sellers with this Court on October 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.**

**Co-Counsel Appellate Defender Lara Caudy**

On December 4, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Brandon James Littell v. The State with the Supreme Court. On November 25, 2019, counsel filed a petition for a writ of certiorari to this Court in The State v. Anthony M. Enriquez with the Supreme Court. On November 8, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Moses Frasier v. The State with the Supreme Court. On October 31, 2019, counsel filed the Anders brief of appellant and record on appeal in The State v. Alonza King Gibson with this Court. On October 29, 2019, counsel filed a petition for writ of certiorari to the this Court in The State v. George Holmes with the Supreme Court. On October 25, 2019, counsel filed a brief of petitioner in The State v. Felix Kotowski with the Supreme Court. On October 18, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Brian Edward Norris v. The State with the Supreme Court. On October 15, 2019, counsel had an oral argument in The State v. Terrell Artieth Smith before the

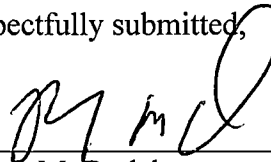
Supreme Court. On October 4, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Mildred Montgomery v. The State with the Supreme Court.

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 ten (10) business days, until December 20, 2019**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. **Counsel will file the Initial Brief of Appellant and Designation of Matter before the deadline if possible.** Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.


Respectfully submitted,



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Robert M. Dudek  
Chief Appellate Defender

Lara M. Caudy  
Appellate Defender

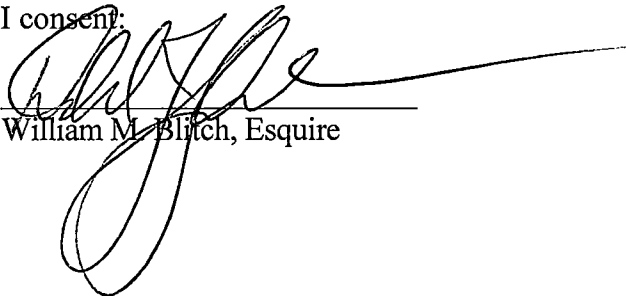


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J. Hugh Ryan, III  
Executive Director/  
Hervey B. O. Young  
Deputy Director and General Counsel/  
W. Lawrence Brown  
Deputy General Counsel and Training  
Director

This 6th day of December, 2019.

I consent:



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William M. Blich, Esquire