

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County
Alex Kinlaw, Circuit Court Judge

THE STATE,

v.

MICHAEL SULLIVAN,

APPELLANT.

APPELLATE CASE NO. 2019-000084

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

Counsel for Michael Sullivan, respectfully requests a **fourth and final** thirty (30) **until January 8, 2020**, days in which to file the initial brief of appellant and designation of matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed with the Court today. The Court has granted counsel three previous extensions.
2. Counsel for Michael Sullivan, respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

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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.

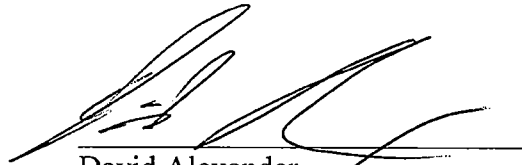
3. Counsel filed the initial brief of respondent and designation of matter in the case of The State v. Corey Jermaine Brown with the Court of Appeals on December 4, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Marion Bonds v. The State with the Supreme Court on November 25, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Touriarnold Spann v. The State with the Supreme Court on November 25, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Mary Ann German with the Court of Appeals on November 22, 2019. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Frederick Calvin Jones with the Court of Appeals on November 8, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of William Brockmeyer v. The State with the Supreme Court on November 6, 2019. Counsel filed the Anders brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Kenneth Wright with the Court of Appeals on November 4, 2019. Counsel filed the brief of respondent in the case of The State v. John Kenneth Massey with the Supreme Court on October 31, 2019. Counsel testified at a PCR Hearing held in Greenville in the case of Jonathan M. Holder v. The State on October 25, 2019. Counsel had an oral argument in the case of In the Matter of Gerald Barrett, Jr. before the Court of Appeals held in Clemson on October 22, 2019. Counsel filed the return to petition for a writ of certiorari in the case of The State v. Billy Taylor 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. Daniel Lee Fludd with the Court of Appeals on October 4, 2019.

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.

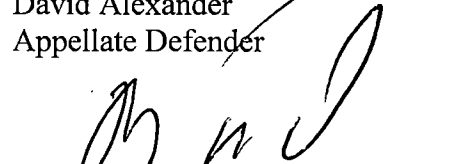
5. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension** until **January 8, 2019**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

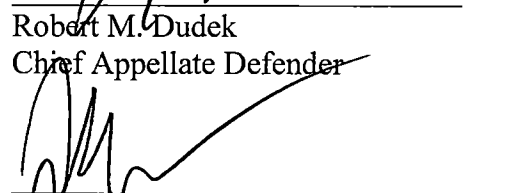


David Alexander
Appellate Defender



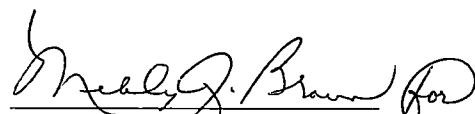
Robert M. Dudek
Chief Appellate Defender

This 9th day of December , 2019.



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

I do not oppose:



William M. Bitch, Esquire