

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Laurens County
Frank R. Addy, Circuit Court Judge

THE STATE,

v.

SYLVESTER FERGUSON III.,

RESPONDENT.

APPELLATE CASE NO. 2018-002133

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

The undersigned counsel respectfully requests a thirty-day extension in which to file the initial brief of respondent 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 respondent and designation of matter in this case are due to be served and filed today.
2. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Rias Odell Isaac with the Court of Appeals on December 13, 2019. Counsel filed

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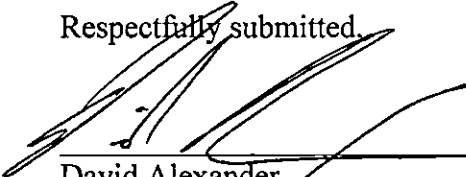
the Anders brief of appellant and record on appeal in the case of In the Matter of the Care and Treatment of Timothy Brown with the Court of Appeals on December 9, 2019. Counsel filed the initial brief of respondent and designation of matter in the case of The State v. Corey Jermaine Brown with the Court 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.

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.

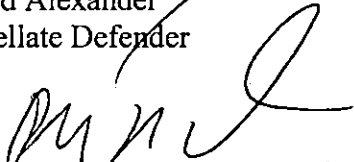
4. As indicated by the counsel below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension. Counsel respectfully requests that the time limits for filing the initial brief of respondent and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 8th day of January, 2020.

I do not oppose:



J. Benjamin Aplin, Esquire
Mark Farthing,