

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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Appeal from Horry County  
The Honorable Steven H. John, Circuit Court Judge

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THE STATE,

v.

DEVONTA E. WILLIAMS,

Respondent,

Appellant.

**RECEIVED**

FEB 12 2020

SC Court of Appeals

Appellate Case No. 2019-000222

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**MOTION FOR THIRD EXTENSION OF TIME TO FILE  
INITIAL BRIEF OF RESPONDENT AND  
DESIGNATION OF MATTER**

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The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent in the above-referenced case. Counsel for Appellant has graciously consented to the request. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief is due today, February 12, 2020. The undersigned attorney for the Respondent has had a number of state and federal matters to attend since January 12, 2020. Specifically, counsel prepared for and presented argument in the Supreme Court of South Carolina on January 14, 2020, in a murder direct appeal (*Suzanna Simpson*); completed and filed in the Supreme Court of South Carolina on January 15, 2020 a brief of petitioner in another murder direct appeal (*Billy Taylor*); prepared and filed a reply to response in opposition to motion for summary judgment in a federal habeas action on January 16, 2020 (*Frederick L.*

*Flowers*); prepared and filed on January 23, 2020, a reply to response in opposition to motion for summary judgment in another federal habeas action (*Elder Leach*); prepared for and attended an evidentiary hearing in a capital PCR in Conway, SC on January 29, 2020 (*Louis Winkler*); prepared for and attending a capital PCR status conference in Newberry, SC on January 30, 2020 (*Charles Christopher Williams*); prepared and filed on February 10, 2020, a response in opposition to a motion to intervene a federal habeas action (*Jomer Hill*); prepared and submitted on February 12, 2020, a statement of position on discovery in a capital case in federal habeas (*Quincy Allen*); prepared and mailed on January 13, 2020, a status inquiry letter on another capital case presently stayed (*Mitchell Sims*). Additionally, counsel attended, as course planner and general moderator, a criminal law section seminar presentation at the Bar Convention on January 24, 2020; and, is currently completing for submission today, a post-hearing brief in a capital PCR (*Louis Winkler*).

Due to counsel's involvement in these and other matters, counsel has been unable to timely complete the Initial Brief of Respondent.

WHEREFORE, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter. This request is made in good faith, and not for the purposes of delay.

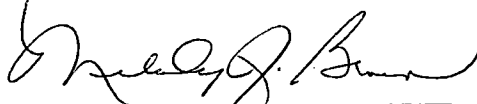
Respectfully Submitted,

ALAN WILSON  
Attorney General

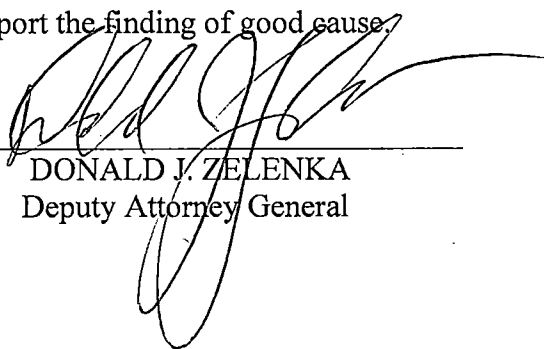
DONALD J. ZELENKA  
Deputy Attorney General

MELODY J. BROWN  
Senior Assistant Deputy Attorney General  
S.C. Bar No. 14244

Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305

By:   
MELODY J. BROWN  
ATTORNEYS FOR RESPONDENT

February 12, 2020.

I support the finding of good cause.  
By:   
DONALD J. ZELENSKA  
Deputy Attorney General

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**PROOF OF SERVICE**

I, Angela Brown, certify that I have served two (2) copies of the motion for a Third extension to file Initial Brief of Respondent and Designation of Matter via U.S. mail to Appellant's attorney of record, Joanna K. Delany, Esquire SCCID/Division of Appellate Defense, 1330 Lady Street, Ste. #401, Columbia, South Carolina 29201.

I further certify that all parties required by Rule to be served have been served.

This 12<sup>th</sup> day of February, 2020.



ANGELA BROWN  
Administrative Coordinator  
Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305



ALAN WILSON  
ATTORNEY GENERAL

February 12, 2020

The Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29211

**RECEIVED**

FEB 12 2020

SC Court of Appeals

Re: The State v. Devonta E. Williams  
Appeal from Horry County  
Appellate Case No: 2019-000222

Dear Ms. Kitchings:

Enclosed please find the original and six (6) copies of the *Motion for Third Extension of Time to File Initial Brief of Respondent and Designation of Matter* along with proof of service in the above-referenced case.

Sincerely,

Angela Brown  
Legal Assistant to Melody J. Brown  
Senior Assistant Deputy Attorney General  
S.C. Bar No: 14244

MJB/ab  
Enclosures

cc: Joanna K. Delany, Esquire  
Victim Advocacy Division