

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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MAR 03 2020

SC Court of Appeals

Appeal From The Administrative Law Court

The Honorable Ralph K. Anderson, III, Chief Administrative Law Judge

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Appellate Case No. 2019-001554

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STEWART BUCHANAN,

Appellant,

v.

SOUTH CAROLINA DEPARTMENT OF  
PROBATION, PAROLE AND PARDON SERVICES

Respondent.

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MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF

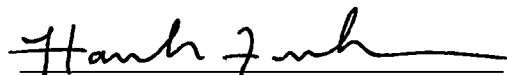
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Appellant, Stewart Buchanan, through undersigned counsel, respectfully requests the Court grant an extension of time in which to serve and file Appellant's Reply Brief, currently due to be filed on March 4, 2019. Specifically, undersigned counsel requests an additional fourteen days in which to file the Reply Brief. In support of this motion, undersigned counsel would show:

- (1) This Court granted Appellant's first extension request, extending the deadline to file and serve the Initial Brief until November 12, 2019. The Court also granted Appellant's second extension request, extending the deadline to file and serve the Initial Brief until December 12, 2019. This Court then granted Appellant's third extension request, extending the deadline to file and serve the Initial Brief until January 12, 2019.
- (2) Undersigned counsel has consulted with counsel for Respondent who consents to the above requested fourteen-day extension of time.

- (3) Undersigned counsel Hannah Freedman is representing Mr. Buchanan *pro bono*. In addition to his case, she has a number of other cases with upcoming deadlines. She is appointed counsel in *Terry v. Stirling*, No. 20-3 (4:12-cv-01798-RMG), a federal capital habeas appeal pending at the Fourth Circuit, and her client's opening brief in that case is due on April 20, 2020. Ms. Freedman is also appointed counsel in *Stone v. State*, No. 2018-CP-43-01025, a state capital post-conviction case in which an evidentiary hearing will be convened in the next several months, and she has been preparing for this hearing by identifying and interviewing potential witnesses to testify at the hearing. Ms. Freedman is also appointed counsel in *Winkler v. State*, No. 2011-CP-20-03907, another state capital post-conviction case in which post-decision briefing is anticipated to be scheduled in the next several weeks. Ms. Freedman is the appointed mitigation investigator on a third state capital post-conviction, *Cottrell v. State*, No. 2018-CP-26-5709, and she is scheduled to travel to Georgia this month to interview potential witnesses. In addition, Ms. Freedman is *pro bono* counsel in *Kelsey v. S.C. Dep't of Probation, Parole & Pardon Servs.*, No. 19-ALJ-15-0061, in which her client's opening brief is due on March 18, 2020. Ms. Freedman is also currently preparing for hearings in several other cases where juvenile defendants are facing potential sentences of life without parole, two of which are scheduled for hearings the first week of April. Undersigned counsel John Blume, who is representing Mr. Buchanan *pro bono*, is a full-time Professor at Cornell Law School in Ithaca, New York. He has several other imminent deadlines pending litigation.
- (4) For the above reasons, which counsel believes constitute good cause under this Court's Order Dated March 18, 2009, undersigned counsel requests that this Court extend the deadline for filing Appellant's Initial Brief in this case an additional fourteen (14) days.

Respectfully submitted,



**Hannah Freedman**

**Megan Barnes**

Justice 360  
900 Elmwood Ave., Suite 200  
Columbia, SC 29201  
(803) 765-1044

**John H. Blume**

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March 2, 2020

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Appellate Case No. 2019-001554

SC Court of Appeals

STEWART BUCHANAN,

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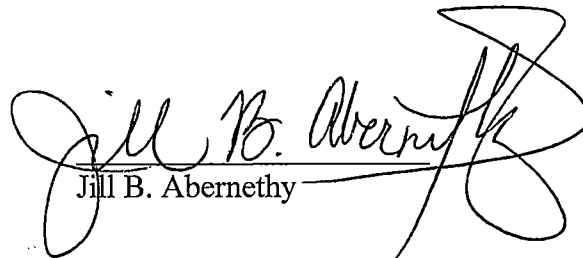
SOUTH CAROLINA DEPARTMENT OF  
PROBATION, PAROLE AND PARDON SERVICES

Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the Appellant's Fourth Motion for Extension of Time was served by first class United States mail, postage prepaid, this 2<sup>nd</sup> day of March, 2020 upon the following:

Matthew Buchanan, Esq.  
Department of Probation, Parole and Pardon Services  
P.O. Box 50666  
Columbia, SC 29250

  
Jill B. Abernethy

March 2, 2020

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SC Court of Appeals

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

RE: *Stewart Buchanan, SCDC #69848 v. South Carolina Department of Probation,  
Parole & Pardon Services*

Dear Judge Kitchings:

Please find enclosed for filing, along with the certificate of service, the original and one copy each of Appellant's Fourth Motion for Extension of Time in regards to the above captioned case. Please clock-in the extra copy and return it to me in the enclosed self-addressed stamped envelope.

If you should have any questions, please feel free to contact me.

Sincerely,



Hannah L. Freedman

Enclosure

Cc: Matthew C. Buchanan, Esq.  
Stewart Buchanan

JUSTICE (360)

ADVANCING EQUALITY IN THE  
CRIMINAL JUSTICE SYSTEM

900 ELMWOOD AVENUE  
SUITE 200  
COLUMBIA, SC 29201

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
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