

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Georgetown County
Honorable Larry B. Hyman, Circuit Court Judge

RECEIVED

May 26 2020

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

DONNELL LAMONT WASHINGTON,

APPELLANT

APPELLATE CASE NO. 2019-001043

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

Counsel for Donnell Lamont Washington respectfully requests a **fourth and final thirty (30) day extension, until June 25, 2020**, 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 Donnell Lamont Washington respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the petition for rehearing in the case of The State of South Carolina v. Herbie V. Singleton, Jr. with this Court on May 21, 2020. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Chauncey Wright with this Court on May 19, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Robert McGuffin v. The State of South Carolina with the Supreme Court on May 12, 2020. Counsel had an oral argument in the case of The State of South Carolina v. Steven Louis Barnes before this Court on May 5, 2020. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of Tommy McGee v. The State of South Carolina with the Supreme Court on April 27, 2020. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of Vance Ross v. The State of South Carolina with the Supreme Court on April 27, 2020. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of Kelvin Jones v. The State of South Carolina with the Supreme Court on April 27, 2020. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Jeremy Williams with this Court on April, 27, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Seth Hassan Smith with this Court on April 15, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kerwin Parker v. The State of South Carolina with the Supreme Court on April 8, 2020. Counsel filed the petition for rehearing in the case of Brenda Roberts v. The State of South Carolina with this Court on April 2, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Byron Rivers with this Court on March 31, 2020.

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.

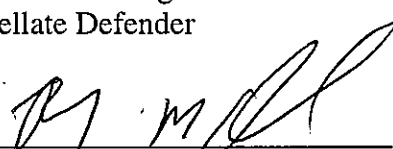
5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through June 30, 2020. That emailed general consent was dated May 20, 2020.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension, until June 25, 2020**, in which to file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

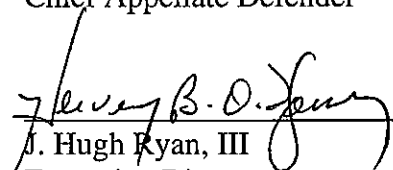
Respectfully submitted,

s/ Kathrine H. Hudgins

Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



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 26th day of May, 2020.

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CERTIFICATE OF SERVICE

Pursuant to the Supreme Court's Order "RE: Operation of the Appellate Courts During the Coronavirus Emergency," dated March 20, 2020, the undersigned hereby certifies a true copy of the Motion for an Extension of Time in which to File the Initial Brief of Appellant and Designation of Matter in the above-referenced case have been served upon William M. Blich, Jr., Esquire at the primary e-mail address listed in the Attorney Information System (AIS), this 26th day of May, 2020.

s/ Kathrine H. Hudgins

Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR APPELLANT