

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Jun 03 2020

SC Court of Appeals

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Appeal from Greenwood County  
Honorable Donald B. Hocker, Circuit Court Judge

THE STATE,

RESPONDENT,

v.

ZANTRAVIOUS RANDELL HALL,

APPELLANT.

APPELLATE CASE NO. 2018-002176

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

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Respondent hereby moves for permission to file its Motion for Second Extension of Time to File the Initial Brief of Respondent and Designation of Matter out of time. The Initial Brief of Respondent was originally due to be filed on Monday, February 24, 2020. On that date, Respondent requested its first extension request with the consent of opposing counsel, Susan B. Hackett, Esquire. The Court granted Respondent's request and filed an Order extending the time for filing the Initial Brief of Respondent and Designation of Matter until March 9, 2020. The Court then subsequently entered an Amended Order on March 3, 2020 in which it extended Respondent's due date until March 23, 2020.

Following that Order, the Supreme Court of South Carolina filed a March 20, 2020 Order, 2020-03-20-01, *RE: Operation of the Appellate Courts During the Coronavirus Emergency*, Appellate Case No. 2020-000447. Subsection (1)(1) of that Order provided that "the due dates for all Appellate Court filings due on or after the effective date of this order are hereby

extended for twenty (20) days.” This made the Initial Brief of Respondent and Designation of matter in this case due on April 12, 2020. This Court notified the undersigned’s office by email of March 24, 2020, that the due date was extended to April 25, 2020. However, through inadvertence and mistake, Respondent overlooked this date for filing the Initial Brief of Respondent and Designation of Matter and did not realize this oversight until the Honorable Jenny A. Kitchings, Clerk of this Court, notified the undersigned counsel by an emailed letter on June 1, 2020. Ms. Kitchings’ letter further stated that

Within ten days of the date of this letter, you must serve and file the respondent’s initial brief and designation of matter, along with a motion to allow late filing. Failure to comply will result in this appeal proceeding without consideration of a respondent’s brief.

Respondent, however, would respectfully request that the Court amend the due date for the Initial Brief of Respondent and Designation of Matter to allow Respondent thirty days from June 1, 2020 to file its pleadings. The undersigned has taken steps to prioritize this matter in his schedule and is this date asking his law clerk to assist with the Initial Brief of Respondent. Barring unforeseen exigent circumstances, Respondent will not request a further extension.

The undersigned has this date consulted with opposing counsel, Ms. Hackett, and she has indicated that she has no objection to this motion to file the Initial Brief of Respondent and Designation of Matter out of time or the request for an extension of thirty days from June 1, 2020, within which to do so.

Thus, by this motion, Respondent requests this Court to issue an Order allowing it to file the Motion for Second Extension of Time to File Initial Brief of Respondent and Designation of Matter out of time, and to amend the time for filing to allow thirty days in which to serve opposing counsel and submit the filing to this Court.

WHEREFORE, premises considered, Respondent respectfully requests this Court grant its request to file the Motion for Second Extension of Time to File the Initial Brief of Respondent and designation of matter out of time and amend the time in which to file the brief and designation up to and including Wednesday, July 1, 2020.

Respectfully Submitted,

ALAN WILSON  
Attorney General

DONALD J. ZELENKA  
Deputy Attorney General

MELODY J. BROWN  
Senior Assistant Deputy Attorney General  
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WILLIAM EDGAR SALTER, III  
Senior Assistant Attorney General  
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By:   
WILLIAM EDGAR SALTER, III

ATTORNEYS FOR RESPONDENT

June 3, 2020.

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Greenwood County  
Honorable Donald B. Hocker, Circuit Court Judge

THE STATE,

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V.

ZANTRAVIOUS RANDELL HALL,

APPELLANT.

APPELLATE CASE NO. 2018-002176

CERTIFICATE OF SERVICE

I, Donna D'Alessio, am an employee of the Respondent, hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Motion for Leave to File Second Extension of Time to File Initial Brief of Respondent and Designation of Matter, together with Certificate of Service has been forwarded to Appellant's counsel, Kathrine H. Hudgins, Esq., via email today, June 3, 2020 to [KHudgins@sccid.sc.gov](mailto:KHudgins@sccid.sc.gov), and to her assistant, [cstock@sccid.sc.gov](mailto:cstock@sccid.sc.gov), and by depositing one copy of the same in the United States mail, postage prepaid, and addressed to his attorney of record: Kathrine H. Hudgins, Esq., SCCID/Division of Appellate Defense, 1330 Lady Street, Suite #401, Columbia, South Carolina 29201.

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

This 3<sup>rd</sup> day of June, 2020.



Donna D'Alessio,  
Legal Assistant to William Edgar Salter, III  
Senior Assistant Attorney General

## Donna D'Alessio

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**From:** Donna D'Alessio  
**Sent:** Wednesday, June 03, 2020 4:15 PM  
**To:** khudgins@sccid.sc.gov  
**Cc:** Stock, Chris (cstock@sccid.sc.gov)  
**Subject:** Hall, Zantravious R. - Appellate Case No. 2018-002176 - Motion for Leave to File Second Extension of Time to File Initial Brief of Respondent and DOM  
**Attachments:** Hall, Zantravious R. - Appellate Case No. 2018-002176 - Motion for Leave to File 2nd Extension of Time to File Initial Brief of Respondent (02293875xD2C78).pdf

Dear Ms. Hudgins:

Attached is a scanned copy of the Respondent's Motion for Leave to File Second Extension of Time to File Initial Brief of Respondent and Designation of Matter regarding the above matter. A paper copy is being mailed to you this afternoon. The Motion for Leave to File Second Extension of Time to File Initial Brief of Respondent and Designation of Matter, together with Certificate of Service are being submitted to the South Carolina Court of Appeals through e-filing, along with a copy of this email.

Hope you are well, and thank you.

Donna D'Alessio, Legal Assistant  
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