

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Horry County

D. Craig Brown, Circuit Court Judge

RECEIVED

Jun 25 2020

SC Court of Appeals

THE STATE,

RESPONDENT,

v.

DONALD FRANK HALSTEAD,

APPELLANT

APPELLATE CASE NO. 2019-001863

**PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.

2. Counsel will file the Anders brief of appellant and record on appeal in the case of State v. Tequan Holmes with the Court of Appeals on June 25, 2020. Counsel e-filed the Anders brief of appellant and record on appeal in the case of State v. Bernard Jackson with the Court of Appeals on May 26, 2020. Counsel e-filed the petition for writ of certiorari and accompanying

appendix in the case of Roger Bruce v. State with the Supreme Court on May 15, 2020. Counsel e-filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Kenneth Robinson v. State with the Supreme Court on April 13, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Donald Richburg with the Court of Appeals on April 3, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Abdul Furquan v. State with the Supreme Court on March 19, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Jermasha Nelson with the Court of Appeals on March 19, 2020. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Edward Lee Washington with the Court of Appeals on March 4, 2020. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Johnny Tyler Padgett in the Court of Appeals on March 4, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Stephen Douglas Berry v. State with the Supreme Court on February 26, 2020. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Courtney A. Smith with the Court of Appeals on February 20, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Frankie Lee Davis, III, with the Court of Appeals on February 5, 2020. This request is made in good faith, and not for purposes of delay. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Ansel Bradley Wallen with the Court of Appeals on February 3, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Keith Sheldon Levan v. State with the Supreme Court on December 27, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Andre Tayson Boone v. State with the Supreme Court on December 9, 2019.

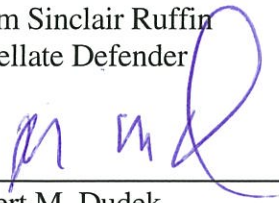
3. Counsel for the state graciously consents to or does not oppose this request.

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

Respectfully submitted,

s/Adam Ruffin

Adam Sinclair Ruffin
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

June 25, 2020

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Certiorari to Horry County
D. Craig Brown, Circuit Court Judge

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STATE OF SOUTH CAROLINA

RESPONDENT,

V.

DONALD FRANK HALSTEAD,

APPELLANT

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 third extension request in the above-referenced case has been served upon William M. Blicht, Jr., Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 25th day of June, 2020.

s/Adam Ruffin
Adam Sinclair Ruffin
Appellate Defender

ATTORNEY FOR APPELLANT