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Jun 25 2020

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Charleston County
Honorable R. Markley Dennis, Jr., Circuit Court Judge
Appellate Case No. 2019-000416

The State,

Respondent,

vs.

Frankie Lee Davis, III,

Appellant.

**MOTION FOR THIRD EXTENSION
WITHIN WHICH TO SERVE AND FILE
INITIAL BRIEF OF RESPONDENT**

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to be served and filed June 25, 2020.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the Respondent moves for a third extension in the above referenced appeal. Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this brief on time. The undersigned has completed multiple filings in the South Carolina Supreme Court. The undersigned has also completed multiple initial briefs for the

Court of Appeals. Finally, the undersigned has participated in oral arguments in both the Supreme Court and the Court of Appeals.

III.

This extension request is not intended for purposes of delay, but rather to ensure the Brief is properly researched and prepared. I would therefore request a third extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

WHEREFORE, Respondent prays that the Court hold this matter in abeyance until ruling on this motion, and extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days from the date such relief is granted; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,


ALAN WILSON
Attorney General

WILLIAM M. BLITCH, JR.
Senior Assistant Deputy Attorney General

I have reviewed and approve
this request:



DONALD J. ZELENKA
Deputy Attorney General



WILLIAM M. BLITCH, JR.
Senior Assistant Deputy Attorney General
S.C. Bar No. 15608
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

ATTORNEYS FOR RESPONDENT

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PROOF OF SERVICE

I, Caroline Collins, certify that I have served the Motion For Third Extension Of Time Within Which To Serve And File Initial Brief of Respondent on Appellant by email at the address provided in AIS for Adam S. Ruffin, Esquire.

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

This 25th day of June, 2020.



CAROLINE COLLINS
Administrative Coordinator
Office of Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3727

Caroline Collins

From: Caroline Collins
Sent: Thursday, June 25, 2020 1:26 PM
To: 'aruffin@sccid.sc.gov'
Cc: William Blich; 'Leverett, Scott'
Subject: The State v. Frankie Lee Davis, III (2019-000416)
Attachments: DAVIS Frankie - Motion for Third Extension Within Which to Serve and File Initial Brief of Respondent - 2019-000416 (02311614xD2C78).PDF

Follow Up Flag: Worldox

Good Afternoon Mr. Ruffin,

Attached please find a copy of the Motion for Third Extension Within Which to Serve and File Initial Brief of Respondent in The State v. Frankie Lee Davis, III (2019-000416). This document will be submitted to the Court of Appeals through the AIS system.

If you will, please reply to confirm receipt of this email.

Thank you!

Caroline Collins

Administrative Coordinator
South Carolina Attorney General's Office
P: (803) 734-3723

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