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Jun 26 2020

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Greenville County
The Honorable Alexander S. Macaulay, Circuit Court Judge

THE STATE,

Respondent,

v.

BRADFORD HESTER WILLIAMS,

Appellant.

Appellate Case No. 2017-001753

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

The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent in the above-referenced case. Opposing counsel, Kathrine H. Hudgins, Esq., Appellate Defender has consented to extension requests through June 30, 2020. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

Respondent's Initial Brief is due today, Friday, June 26, 2020. The undersigned attorney has had a number of state and federal matters to attend since May 26, 2020. Specifically,

1. Counsel filed the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Eric Vancleave, #354843 vs. Bryan Stirling and Michael Stephen, C/A No. 0:20-99-RMG-PJG on May 26, 2020;
2. Counsel filed the Respondent's Response to Motion to Appoint Counsel [ECF #22], and Motion for Bond Hearing [ECF#23] in the matter of Jeron A. Cook vs. Warden Kenneth Nelson, C/A No. 0:20-173-MGL-PJG on June 1, 2020;
3. Counsel filed the Final Brief of Respondent in The State vs. Roger D. Grate, Appellate Case No. 2019-000472, an Horry County murder appeal matter on June 3, 2020;
4. Counsel filed the Respondent's Response in Opposition to Motion to Alter Judgment in the capital Federal Habeas matter of Marion Bowman vs. Bryan Stirling and Willie Davis, C/A No. 9:18-00287-TLW on June 15, 2020;
5. Counsel filed Respondent's Response in Opposition to Second Motion to Expand the Record [ECF#59] in the matter of George A. Cousins vs. Warden Kendall, C/A No. 8:19-03021-TMC-JDA on June 22, 2020;
6. After considerable efforts Counsel was able to obtain a copy of State's Exhibit #53 on Tuesday, June 16, 2020 – the audio interview that law enforcement conducted with Mr. Sloan. This exhibit was necessary for a complete review of the record for preparation of the Initial Brief. Counsel has completed reviewing the Transcript of Record in this matter, and anticipates completion of the Initial Brief within the next 30 days;
7. Counsel is also currently preparing the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Jeron A. Cook vs. Warden, Kenneth Nelsen, C/A No. 0:20-cv-173-MGL-PJG, which is currently due to be filed on Monday, June 29, 2020;

8. Counsel is preparing the proposed Order of Dismissal in the Lexington County Post-Conviction Relief matter of James Walter Quick vs. State of South Carolina, 2015-CP-32-1896 as per the request of the Honorable J. Derham Cole; and

9. Counsel has also been out of the office due to family medical leave.

Due to counsel's involvement in these and other matters pending in state and federal court, counsel for Respondent moves this Court to enlarge the time for filing the response by granting a thirty (30) day extension up to and including July 27, 2020. This request is made in good faith, and not for the purpose of delay.

WHEREFORE, for good cause shown, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter. This request is made in good faith, and not for the purposes of delay.

Respectfully submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General
ID No. 07979

W. JOSEPH MAYE
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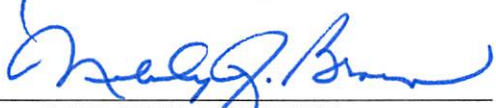
(803) 734-6305



By: W. Joseph Maye
ATTORNEYS FOR RESPONDENT

June 26, 2020.

I support the finding of good cause.

By: 
MELODY J. BROWN,
Senior Assistant Deputy Attorney General

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BRADFORD HESTER WILLIAMS,

Appellant.

Appellate Case No. 2017-001753

PROOF 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 Third Motion for Extension of Time to File Initial Brief of Respondent and Designation of Matter has been forwarded to Appellant's counsel, Kathrine H. Hudgins, Esq., via email today, June 26, 2020 to KHudgins@sccid.sc.gov, and to her assistant 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 26th day of June, 2020.



Donna D'Alessio,
Legal Assistant to W. Joseph Maye
Assistant Attorney General

Donna D'Alessio

From: Donna D'Alessio
Sent: Friday, June 26, 2020 2:41 PM
To: khudgins@sccid.sc.gov
Cc: Stock, Chris (cstock@sccid.sc.gov)
Subject: Williams, Bradford Hester, Appellate Case No. 2017-001753 - Third Extension of time to file IBOR
Attachments: Williams, Bradford Hester - Appellate Case No. 2017-001753 - Motion for Third Ext of time to file IBOR 6-26-20 (02313166xD2C78).pdf

Dear Ms. Hudgins:

Attached is a scanned copy of the Respondent's Third Motion for Extension of Time to File Initial Brief and Designation of Matter regarding the above matter. A paper copy is being mailed to you this afternoon. The Third extension motion is 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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