

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Jul 15 2020

SC Court of Appeals

Appeal from York County

Jocelyn J. Newman, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

RICKEY DEAN TATE,

APPELLANT

APPELLATE CASE NO. 2019-001856

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

The undersigned counsel respectfully requests a thirty-day extension from Friday, July 17, 2020 until August 17, 2020, 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 extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed Friday, July 17, 2020. Counsel recently experienced a family medical emergency.

2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Gary Jerrell Means, Jr. v. The State with the Supreme Court on June 30, 2020. Counsel


filed the Anders brief of appellant and designation of matter in the case of The State v. Devontre Cortell Jackson with this Court on May 28, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Malikaih Taylor v. The State with the Supreme Court on May 27, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Ravon D. Hamer v. The State with the Supreme Court on May 13, 2020.

3. This request is made in good faith, and not for purposes 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.

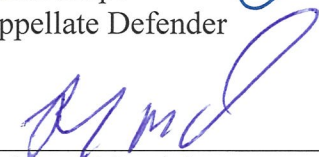
4. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the extended thirty-day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through July 31, 2020. That extended, emailed general consent was dated June 23, 2020.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension. Counsel respectfully 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,



Sarah Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 15th day of July.

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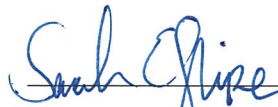
RICKEY DEAN TATE,

APPELLANT

APPELLATE CASE NO. 2019-001856

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 initial brief of appellant and designation of matter 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 15th day of July, 2020.



Sarah E. Shipe
Appellate Defender

ATTORNEY FOR APPELLANT.