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Jul 22 2020

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Charleston County

Perry M. Buckner, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

GREGORY KYLE GREEN,

APPELLANT

APPELLATE CASE NO. 2019-001924

**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 filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Christopher D. Tison v. State in the Supreme Court on June 29, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Orlando Paul v. State in the Supreme Court on June 29, 2020. Counsel filed the petition for

writ of certiorari and accompanying appendix in the case of Jalen Tyrea Badger v. State in the Supreme Court on June 29, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Henry Oneal Dingle v. State in the Supreme Court on June 22, 2020. Counsel filed the petition for writ of certiorari in the Court of Appeals in the case of Erick Hernandez v. State in the Supreme Court on June 22, 2020. Counsel filed the petition for writ of certiorari and appendix in the case of Ricardo Dargan v. State in the Supreme Court on May 26, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Janoblin Bracy-Brown v. State in the Supreme Court on May 20, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Raymond E. Burns v. State in the Supreme Court on May 20, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Kelly Bruton v. State in the Supreme Court on May 13, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Russell Montgomery v. State in the Supreme Court on May 13, 2020. Counsel filed the Return to the petition for writ of certiorari to the Court of Appeals in the case of Frederick Robert Chappell v. State in the Supreme Court on April 30, 2020. Counsel filed the Petition for Rehearing in the case of Erick Hernandez v. State in the Supreme Court on April 23, 2020. Counsel filed the Johnson Petition for writ of certiorari and accompanying appendix in the case of Rebecca Smoak v. State in the Supreme Court on April 6, 2020.

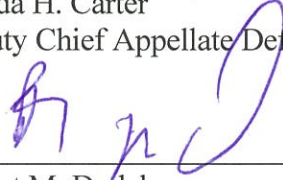
3. This request is made in good faith, and not for purposes of delay.
4. Counsel for the state graciously consents to or does not oppose this request.

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,



Wanda H. Carter
Deputy Chief Appellate Defender



Robert M. Dudek
Chief Appellate Defender

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SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Certiorari to Charleston County
Perry M. Buckner, Circuit Court Judge

STATE OF SOUTH CAROLINA

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V.

GREGORY KYLE GREEN,

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 Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 22nd day of July, 2020.



Wanda H. Carter
Deputy Chief Appellate Defender

ATTORNEY FOR APPELLANT