

**RECEIVED**

**Jul 27 2020**

**SC Court of Appeals**

**STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

---

**Appeal from Williamsburg County  
The Honorable Clifton Newman, Circuit Court Judge**

---

**THE STATE,**

**Respondent,**

**v.**

**ANTHONY ANDERSON,**

**Appellant**

**Appellate Case No. 2019-001406**

---

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

---

Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Initial Brief of Respondent and Designation of Matter, which is currently due to be filed today, Monday, July 27, 2020. Opposing counsel, Susan Hackett, Esq., has consented to this extension request and others through July 31, 2020. This is Respondent's second request for an extension of time in which to file the brief. In support of the request, undersigned counsel for Respondent would respectfully show unto the Court the following:

Undersigned counsel has been scheduled to complete a number of state and federal matters within the past 30 days that include, but are not limited to, the following:

1. Counsel filed the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Derrick Antwan Darby v. Warden of McCormick, C/A No. 0:20-905-MGL-PJG, a federal habeas matter now pending in the United States District Court for

the District of South Carolina on July 1, 2020;

2. Counsel has been working diligently on the Brief of Respondents-Appellees in the matter of Gary Dubose Terry vs. Bryan P. Stirling, et al., No. 20-3, a Lexington County capital matter now pending in the United States Court of Appeals for the Fourth Circuit. Respondent's Brief will be filed today, Monday, July 27, 2020; and

3. Counsel has completed an extensive amount of work preparing the initial brief in this matter. However, counsel is still making efforts to obtain and review designated exhibits from the Williamsburg County Clerk's Office. These efforts have been slowed due to the ongoing COVID-19 pandemic.

Due to counsel's involvement in these and other matters in state and federal court, counsel is unable to complete the Initial Brief of Respondent in this action prior to the due date prescribed. This request is made in good faith, and not for the purposes of delay. Thus, counsel respectfully requests a thirty (30) day extension of time to allow counsel to complete the Initial Brief of Respondent. This is counsel's second request for additional time to do so.

WHEREFORE, undersigned counsel for Respondent respectfully requests an additional extension of thirty (30) days to complete the Initial Brief of Respondent and Designation of Matter.

Respectfully submitted,


ALAN WILSON  
Attorney General

DONALD J. ZELENKA  
Deputy Attorney General

MELODY J. BROWN  
Senior Assistant Deputy Attorney General

CAROLINE SCRANTOM  
Assistant Attorney General

July 27, 2020  
Columbia, South Carolina

By:   
CAROLINE SCRANTOM  
S.C. Bar No. 101357  
Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305  
ATTORNEY FOR RESPONDENT

**RECEIVED**

**Jul 27 2020**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

Appeal from Williamsburg County  
The Honorable Clifton Newman, Circuit Court Judge

---

THE STATE,

Respondent,

v.

ANTHONY ANDERSON,

Appellant

Appellate Case No. 2019-001406

---

**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 Respondent's Motion for Second Extension of Time to File Initial Brief of Respondent and Designation of Matter, and Proof of Service has been forwarded to Appellant's counsel, Susan Hackett, Esq., via email today, July 27, 2020 to [shackett@sccid.sc.gov](mailto:shackett@sccid.sc.gov), and to her assistant [kkasperski@sccid.sc.gov](mailto:kkasperski@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: Susan B. Hackett, 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 27<sup>th</sup> day of July, 2020.



Donna D'Alessio,  
Legal Assistant to Caroline Scrantom  
Assistant Attorney General

## Donna D'Alessio

---

**From:** Donna D'Alessio  
**Sent:** Monday, July 27, 2020 9:47 AM  
**To:** shackett@sccid.sc.gov  
**Cc:** Kasperski, Katriel (kkasperski@sccid.sc.gov)  
**Subject:** Anderson, Anthony - Appellate Case No. 2019-001406 - 2nd extension of time to file IBOR - 7-27-2020  
**Attachments:** Anderson, Anthony - Appellate Case No. 2019-001406 - Motion for 2nd Ext of time - 7-27-2020 (02335444xD2C78).pdf

Dear Ms. Hackett:

Attached is a scanned copy of the Respondent's Second Extension of Time to file Initial Brief of Respondent and Designation of Matter, and Certificate of Service regarding the above matter. A paper copy is being mailed to you this afternoon. The Motion for Second Extension of Time to file Initial Brief and supporting documents are 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  
Capital Litigation  
Office of the Attorney General  
State of South Carolina  
Post Office Box 11549  
Columbia, South Carolina 29211-1549  
[DDAlessio@scaag.gov](mailto:DDAlessio@scaag.gov)  
(803) 734-6305  
(803) 734-4035 – Fax  
(803) 734-1494 – Direct Line

**RECEIVED**  
**Jul 27 2020**  
**SC Court of Appeals**