

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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Jul 27 2020

SC Court of Appeals

Appeal from Georgetown County

Honorable Benjamin H. Culbertson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JOHN NATHAN LINEN,

APPELLANT

APPELLATE CASE NO. 2019-001947

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for John Nathan Linen respectfully requests an extension of a **final thirty (30) days, until August 26, 2020**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel three previous extensions.
2. Counsel for John Nathan Linen respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Glen Waldrop with the Court of Appeals on July 27, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Ronnie Bonner with the Court of Appeals on July 27, 2020. Counsel filed the brief of respondent in the case of The State v. Ontario Makins with the Supreme Court on July 2, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Yolanda Shatten with the Court of Appeals on June 25, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Michael Strother with the Court of Appeals on June 25, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Risheen Rich with the Court of Appeals on June 25, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Quincy McCants v. The State with the Supreme Court on June 22, 2020. Counsel filed the brief of petitioner in the case of Michael Rogers v. The State with the Court of Appeals on May 28, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Martin Pittman with the Court of Appeals on May 27, 2020.

4. Counsel makes this request in good faith and not for purpose 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.

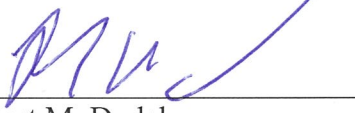
5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty-day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through July 31, 2020.

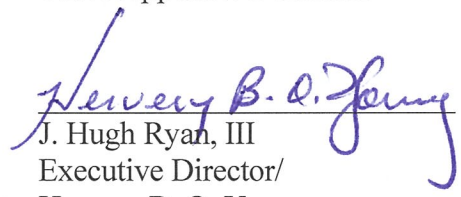
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) days, until August 26, 2020** in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

s/Taylor D. Gilliam
Taylor D. Gilliam
Appellate Defender

Attorney for Appellant


Robert M. Dudek
Chief Appellate Defender


J. Hugh Ryan, III
Executive Director/
Hervery B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

This 27th day of July, 2020.