

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Jul 27 2020

SC Court of Appeals

Appeal from Newberry County

Honorable Donald B. Hocker, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

STERLING MAYBIN,

APPELLANT

APPELLATE CASE NO. 2019-001543

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

Counsel for Sterling Maybin respectfully requests a **sixth and final extension of eleven days from July 27, 2020 until August 7, 2020**, in which to file the initial brief of appellant and designation of matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed with the Court today. The Court has granted counsel five previous extensions. Counsel has had to deal with recent family emergencies.

2. Counsel for Sterling Maybin 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 petition for writ of certiorari and accompanying appendix in the case of Aaron Alonzo Brown v. The State with the Supreme Court today, July 27, 2020. Counsel also filed the Anders brief of appellant and designation of matter in the case of The State v. Quintin Mills with this Court today, July 27, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Faasiu Toese v. The State with the Supreme Court on July 17, 2020. 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.

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.

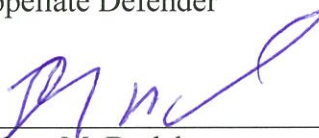
5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the extended thirty-day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through July 31, 2020. That extended, emailed general consent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

WHEREFORE, the undersigned counsel would respectfully request a **sixth and final extension of eleven days from July 27, 2020 until August 7, 2020**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. 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.

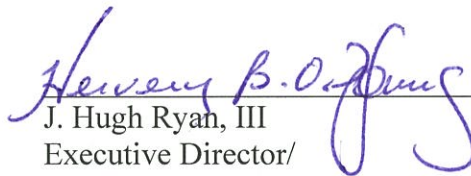
Respectfully submitted,



Sarah Shipe  
Appellate Defender



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.

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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 the initial brief of appellant and designation of matter in the above-referenced case has been served upon William M. Blich, Jr., Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 27th day of July, 2020.

  
Sarah E. Shipe  
Appellate Defender

ATTORNEY FOR APPELLANT.