

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Chester County

Roger M. Young, Circuit Court Judge  
\_\_\_\_\_

**RECEIVED**

**Aug 14 2020**

**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

JASON S. SIMMONS,

APPELLANT

APPELLATE CASE NO. 2020-000090  
\_\_\_\_\_

**PETITION FOR EXTENSION OF TIME TO FILE  
INITIAL BRIEF OF APPELLANT AND  
DESIGNATION OF MATTER**  
\_\_\_\_\_

Undersigned counsel respectfully requests 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 respectfully shows 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. On July 31, 2020, Counsel filed a return to the state's motion to strike in State v. Tyreek Dashawn Hayes in this Court. Previously, Counsel filed the initial brief of appellant and designation of matter in the case of State v. Tyreek Dashawn Hayes in this Court on July 27, 2020. On July 21, 2020, Counsel represented Tunzy Sanders in a hearing on a motion to alter or

amend judgment in Sanders v. State before the Honorable Clifton Newman via WebEx video conferencing. Counsel filed a petition for rehearing in the case of State v. Sidney StClair Moorner in this Court on July 16, 2020. Counsel filed the petition for writ of certiorari, the brief of appellant pursuant to White v. State and accompanying appendix in the case of Rodney C. Bryan v. State in the Supreme Court on July 13, 2020. Counsel filed a petition for rehearing in the case of State v. Arthur Jason Bowers in this Court on July 9, 2020. Counsel filed the initial reply brief of appellant in the case of State v. Gabrielle Oliva Lashane Davis Kocsis in this Court on July 2, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Kenneth Lamont Robinson in this Court on June 30, 2020. Counsel filed the brief of petitioner in the case of State v. Steve Young in this Court on June 16, 2020.

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

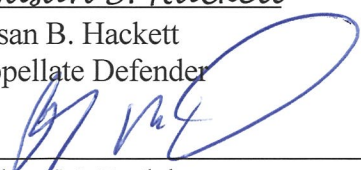
4. Opposing counsel graciously consented to this extension request by way of general consent from Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through August 31, 2020.

WHEREFORE, the undersigned counsel respectfully requests 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,

*s/Susan B. Hackett*

Susan B. Hackett  
Appellate Defender



---

Robert M. Dudek  
Chief Appellate Defender

August 14, 2020

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

Appeal from Chester County

Roger M. Young, Circuit Court Judge

---

**RECEIVED**

**Aug 14 2020**

**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

JASON S. SIMMONS,

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 petition for 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, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), which is wblitch@scag.gov, this 14<sup>th</sup> day of August, 2020.

*s/Susan B. Hackett*

Appellate Defender

ATTORNEY FOR APPELLANT