

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Beaufort County

Roger L. Couch, Circuit Court Judge  
\_\_\_\_\_

**RECEIVED**

**Aug 28 2020**

**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

WORTH G. MYERS,

APPELLANT.

APPELLATE CASE NO. 2019-001982  
\_\_\_\_\_

MOTION FOR AN EXTENSION TO FILE  
THE INITIAL BRIEF OF APPELLANT  
AND DESIGNATION OF MATTER  
\_\_\_\_\_

The 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 would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.

2. Counsel is actively working on the **death penalty** case of The State v. Timothy Ray Jones, Jr. On August 26, 2020, counsel filed the initial reply brief of appellant and designation of matter in The State v. Tammy Caison Moorer with the Court of Appeals. On August 14, 2020, counsel filed the initial brief of appellant and designation of matter in The State v. Clifton Eugene

Smith with the Court of Appeals. On August 4, 2020, counsel filed the brief of appellant and designation of matter in The State v. Jacob Ryan Aljoe with the Court of Appeals. On July 31, 2020, counsel filed the brief of appellant and designation of matter in The State v. Carnell Davis with the Court of Appeals. On July 23, 2020, counsel filed the initial brief of appellant and designation of matter in The State v. Nyquan Tykie Brown with the Court of Appeals. On July 15, 2020, counsel filed the brief of petitioner in The State v. Jonathan Donell Rhodes with the Supreme Court. On July 13, 2020, counsel filed the initial brief of appellant and designation of matter in The State v. Samuel Hawkins, Jr. with the Court of Appeals. On June 26, 2020, counsel filed the brief of appellant and designation of matter in The State v. Marquille Rondale Livingston with the Court of Appeals. On June 19, 2020, counsel filed the petition for writ of certiorari and accompany appendix in Bobby Joe Arflin v. The State with the Supreme Court.

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

4. On July 30, 2020, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through August 31, 2020.

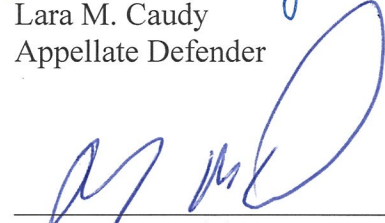
WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension. Counsel respectfully requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



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Lara M. Caudy  
Appellate Defender



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Robert M. Dudek  
Chief Appellate Defender

August 28, 2020.

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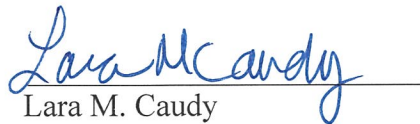
V.

WORTH G. MYERS,

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 Motion for an Extension 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 28th day of August, 2020.



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Lara M. Caudy  
Appellate Defender

ATTORNEY FOR APPELLANT