

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County
Letitia H. Verdin, Circuit Court Judge

RECEIVED

Aug 28 2020

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JODY MACK CHILDRESS,

APPELLANT

APPELLATE CASE NO. 2020-000386

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

Counsel for Jody Mack Childress respectfully requests a **fourth and final thirty (30) day extension, until September 28, 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 three previous extensions.

2. Counsel for Jody Mack Childress 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 had oral argument before this Court in the case of Randy Wright v. The State on August 19, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Rodney J. Furtick with this Court on August 10, 2020. Counsel filed an Anders brief of appellant and Record on Appeal in the case of The State v. Mark Dorko with this Court on July 28, 2020. Counsel filed an Anders brief of appellant in the case of The State v. Justin Gordon Hunter with this Court on July 23, 2020. Counsel filed an Anders brief of appellant and Record on Appeal in the case of The State v. Thomas R. Marett with this Court on July 10, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Rodney Galimore v. State in the Supreme Court on July 1, 2020.

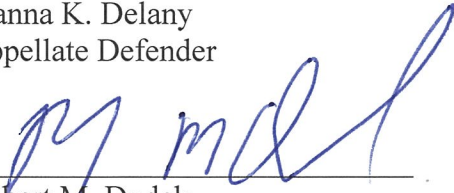
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

5. Opposing counsel, Matthew Buchanan has graciously consented.

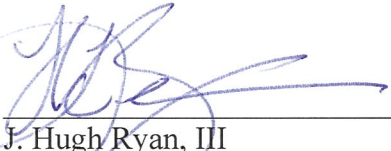
WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension until September 28, 2020**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

s/ Joanna K. Delany
Joanna K. Delany
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



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

This 28th day of August, 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 the above-referenced case has been served upon Matthew Buchanan, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 28th day of August, 2020.

s/ Joanna K. Delany

Joanna K. Delany
Appellate Defender

ATTORNEY FOR APPELLANT