

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Chester County
Daniel D. Hall, Circuit Court Judge

RECEIVED
Sep 04 2020
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

OTIS EDWARD GIBSON,

APPELLANT.

APPELLATE CASE NO. 2019-002069

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 filed the Anders brief of appellant and record on appeal in the case of State v. Donald Frank Halstead with the Court of Appeals on August 26, 2020. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Rasheem Thomas with the Court of Appeals on July 31, 2020. Counsel filed the initial brief of appellant and designation of

matter in the case of Michael Williams v. State with the Court of Appeals on July 27, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of Sherry McMahan v. State with the Court of Appeals on July 27, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Justin Jermaine Johnson v. State with the Supreme Court on July 27, 2020. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Tequan Holmes with the Court of Appeals on June 25, 2020.

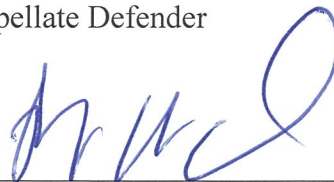
3. Counsel makes this request in good faith and not for purpose of delay.

4. On August 26, 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 September 30, 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,

s/Adam Sinclair Ruffin
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

September 4, 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 to File the Initial Brief of Appellant and Designation of Matter in the above-referenced case has been served upon William M. Blich, Jr., at the primary e-mail address listed in the Attorney Information System (AIS), this 4th day of September, 2020.

s/Adam Sinclair Ruffin
Appellate Defender

ATTORNEY FOR APPELLANT