

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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Sep 25 2020

SC Court of Appeals

Appeal from Kershaw County

Honorable Clifton Newman, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

ANTHONY C. DAVIS,

APPELLANT

APPELLATE CASE NO. 2019-001869

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

Counsel for Anthony C. Davis respectfully requests an extension of a **final thirty (30) days, until October 26, 2020**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel three previous extensions.
2. Counsel for Anthony C. Davis 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 in the case of Tito Marin v. The State on September 21, 2020 with the Supreme Court. Counsel filed the brief of petitioner in the case of John Mack v. The State on September 18, 2020 with the Supreme Court. Counsel filed the petition for writ of certiorari and brief pursuant to White v. State in the case of James Williams v. The State on August 24, 2020 with the Supreme Court. Counsel filed the petition for writ of certiorari in the case of George Moses v. The State on August 17, 2020 with this Court. Counsel filed the petition for writ of certiorari in the case of Jennifer Dale v. The State on August 12, 2020 with the Supreme Court. Counsel filed the petition for writ of certiorari in the case of Tirrell Boyd v. The State on July 24, 2020 with the Supreme Court. Counsel filed the petition for writ of certiorari in the case of Rashad Johnson v. The State on July 22, 2020 with the Supreme Court.

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.

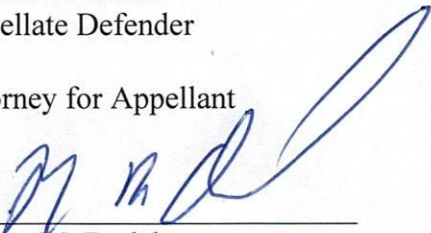
5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty-day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through September 30, 2020.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) days, until October 26, 2020** in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

s/Jessica M. Saxon _____
Jessica M. Saxon
Appellate Defender

Attorney for Appellant



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 25th day of September, 2020.