

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Beaufort County

Roger L. Couch, Circuit Court Judge

RECEIVED

Sep 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

Counsel for Worth G. Myers respectfully requests a **fourth and final thirty (30) day extension until October 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. 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 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 Worth G. Myers 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. From September 21, 2020 through September 23, 2020, counsel attended the annual public defender conference, which was held virtually this year. On September 21, 2020, counsel filed the brief of appellant and designation of matter in The State v. Kenneth Lee Brown with the Court of Appeals. On August 26, 2020, counsel filed the initial reply brief of appellant and designation of matter in The State v. Tammy Caison Moorner with the Court of Appeals. On August 20, 2020, counsel filed the brief of appellant and designation of matter in The State v. William Z. Newton 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.


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

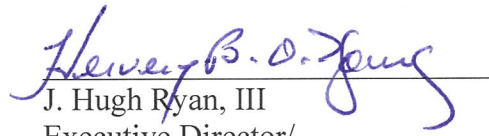
5. On August 26, 2020, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through September 30, 2020.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension** until **October 28, 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,


Lara M. Caudy
Appellate Defender


Robert M. Dudek
Chief Appellate Defender


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

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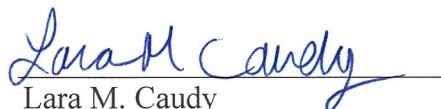
V.

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., at the primary e-mail address listed in the Attorney Information System (AIS), this 28th day of September, 2020.



Lara M. Caudy
Appellate Defender

ATTORNEY FOR APPELLANT