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Nov 17 2020

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Charleston County
The Honorable Kristi Lea Harrington, Circuit Court Judge

THE STATE,

Respondent,

v.

KENNETH LAMONT ROBINSON, JR.,

Appellant.

Appellate Case No. 2018-001269

**MOTION FOR THIRD EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent in the above-referenced case. Opposing counsel, Susan B. Hackett, Esq., Appellate Defender has consented to extension requests through November 30, 2020. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

Respondent's Initial Brief is due tomorrow, Wednesday, November 18, 2020. The undersigned attorney has had a number of state and federal matters to attend since October 19, 2020. Specifically,

1. Counsel filed the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Darnell Khan v. Warden of Tallahatchie County Correctional Institution, C/A No. 9:20-2653-BHH-MHC on October 27, 2020;

2. Counsel is currently preparing the Initial Brief of Respondent and Designation of Matter in the matter of The State vs. Maulique Alexander Heyward, Appellate Case No. 2019-001711, a Charleston County murder appeal matter now pending in the South Carolina Court of Appeals;

3. Counsel is also currently preparing the Initial Brief of Respondent in this matter.

Due to counsel's involvement in these and other matters pending in state and federal court, counsel for Respondent moves this Court to enlarge the time for filing the response by granting a thirty (30) day extension up to and including December 18, 2020. This request is made in good faith, and not for the purpose of delay.

WHEREFORE, undersigned counsel for Respondent respectfully requests an additional extension of thirty (30) days to complete the Initial Brief of Respondent in this matter.

Respectfully submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General
ID No. 07979

TOMMY EVANS, JR.
Assistant Attorney General
Bar No. 65282

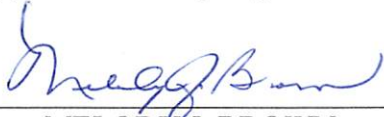
Post Office Box 11549
Columbia, SC 29211

(803) 734-6305

November 17, 2020.

By: s/Tommy Evans, Jr.
ATTORNEYS FOR RESPONDENT

I support the finding of good cause.

By: 

MELODY J. BROWN
Senior Assistant Deputy Attorney General

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KENNETH LAMONT ROBINSON, JR.,

Appellant.

Appellate Case No. 2018-001269

CERTIFICATE OF SERVICE

I, Donna D'Alessio, am an employee of the Respondent, hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Motion for Third Extension of Time to File Initial Brief of Respondent and Designation of Matter, and Certificate of Service has been forwarded to Appellant's counsel, Susan B. Hackett, Esq., to shackett@sccid.sc.gov, and to her assistant at kkasperski@sccid.sc.gov, as well as to John H. Blume, III, Esq. at john@blumelaw.com, via email today, November 17, 2020.

I further certify that all parties required by Rule to be served have been served.

This 17th day of November, 2020.



Donna D'Alessio,
Legal Assistant to Tommy Evans, Jr.
Assistant Attorney General

Donna D'Alessio

From: Donna D'Alessio
Sent: Tuesday, November 17, 2020 2:26 PM
To: 'shackett@sccid.sc.gov'; 'john@blumelaw.com'
Cc: Kasperski, Katriel (kkasperski@sccid.sc.gov)
Subject: The state vs. Robinson, Kenneth L., Jr. - Appellate Case No. 2018-001269 - Third Extension of Time to File Initial Brief of Respondent
Attachments: Robinson, Kenneth Lamont - Appellate Case No. 2018-001269 - Third Extension of Time to file IBOR 11-17-2020 (02429102xD2C78).pdf

Dear Ms. Hackett and Mr. Blume:

Attached is a scanned copy of the Respondent's Third Motion for Extension of Time to file Initial Brief of Respondent and Designation of Matter regarding the above matter. The Third Extension of Time and Certificate of Service is being submitted to the South Carolina Court of Appeals through e-filing, along with a copy of this email.

Hope you are well, and thank you.

Donna D'Alessio, Legal Assistant
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