

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Marlboro County
Paul M. Burch, Circuit Court Judge

RECEIVED
Nov 30 2020
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

DAMAINE ANTRON MCCOY,

APPELLANT.

APPELLATE CASE NO. 2020-000180

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 petition for writ of certiorari and accompanying appendix in the case of Michael Boykin v State with the Supreme Court on November 20, 2020. Counsel filed the Return to Petition for Writ of Certiorari in the case of Hubert Brown v. State with the Supreme Court on November 18, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Montrell Graham with the Court of Appeals on

November 12, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Gary Thomas v. State with the Supreme Court on November 6, 2020. Counsel filed the Anders brief and record on appeal in the case of State v. Ricky Manigo Dawson with the Court of Appeals on October 26, 2020. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Robert Darrell Shores with the Court of Appeals on October 23, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Ricky Manigo Dawson with the Court of Appeals on October 26, 2020. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Dominick Thompson with the Court of Appeals on October 12, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Gregory Green with the Court of Appeals on September 18, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Demichael Razor v. State with the Supreme Court on September 11, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Quoteas Nesbitt v. State with the Supreme Court on September 8, 2020. Counsel filed the Johnson petition and accompanying appendix in the case of Bennie Lee Griffin v. State with the Supreme Court on August 12, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Thomas Stewart v. State with the Supreme Court on August 12, 2020. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. James Ficklin with the Court of Appeals on July 27, 2020.

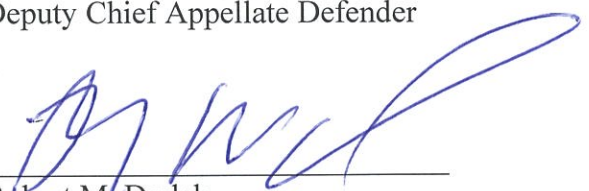
3. Counsel makes this request in good faith and not for purpose of delay.

4. On October 28, 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 November 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/Wanda H. Carter
Deputy Chief Appellate Defender



Robert M. Dudek
Chief Appellate Defender

November 30, 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 30th day of November, 2020.

s/Wanda H. Carter
Deputy Chief Appellate Defender

ATTORNEY FOR APPELLANT