

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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Nov 30 2020

S.C. SUPREME COURT

Appeal from Horry County
The Honorable Robert E. Hood, Circuit Court Judge

THE STATE,

Respondent,

v.

JEROME JENKINS, JR.,

Petitioner.

Appellate Case No. 2019-001280

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

Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Initial Brief of Respondent and Designation of Matter, which is currently due to be filed today, November 30, 2020. Counsel for Petitioner has graciously consented to extension requests through December 31, 2020. This is Respondent's Fourth request for an extension of time in which to file the Brief. In support of the request, undersigned counsel for Respondent would respectfully show unto the Court the following:

1. Counsel has been reviewing matters due to his involvement as Chairman on the Office of the Attorney General's Appellate Decision Review Committee. The Committee was formed to review all adverse decisions in Capital, Federal Habeas, Direct Appeals, and Post-Conviction Relief matters, and to determine whether the State will appeal these rulings. In the last thirty days, counsel has reviewed the following matters: On November 6, 2020 *The State v.*

Garvin Duvall, C/A 2017-CP-04-2357, an Anderson County post-conviction relief matter; On November 18, 2020 *The State v. Randy Wright*, C/A No. 2017-002130, a Charleston County criminal appeal matter; Also on November 18, 2020, *The State v. Myles James Dunne*, C/A No. 2019-CP-28-00796, a Kershaw County PCR appeal matter; and

2. On October 30, 2020, counsel filed a Petition for Writ of Certiorari to the South Carolina Court of Appeals in the matter of *The State v. Javon D. Gibbs*, a Horry County murder appeal matter; and

3. On November 4, 2020, counsel assisted in preparing a Response in Opposition to Temporarily Setting Execution Date in this court in *Richard Bernard Moore v. State of South Carolina*, a death penalty case with a pending execution; and

4. On November 19, 2020, counsel assisted in preparing a Response in Opposition to (Second) Motion for Stay of Execution in *Richard Bernard Moore v. State of South Carolina*, a death penalty case with a pending execution filed with this court; and

5. On November 23, 2020 Counsel filed the Final Brief in the case of *The State v. Traivon Dayshad Young*, an Allendale County Direct Appeal Matter pending in the South Carolina Court of Appeals, Appellate Case No. 2019-001217; and

6. Also on November 23, 2020 Counsel filed with this court the Return to Petition for Writ of Habeas Corpus in *Richard Bernard Moore v. State of South Carolina*, a death penalty case with a pending execution; and

7. Counsel prepared and filed the Status Report in the case of *The State v. James D. Robertson* on November 30, 2020, a Federal Habeas Corpus case pending in the United States District Court;

8. Counsel is also working on the Initial Brief of Respondent in the matter of *The State v. Kenneth Wayne Carlisle*, Appellate Case No. 2019-001702, a murder appeal matter now pending in the South Carolina Court of Appeals.

Due to counsel's involvement in these and other matters in state and federal court, counsel is unable to complete the Initial Brief of Respondent and Designation of Matter in this action by the due date prescribed. This request is made in good faith, and not for the purposes of delay. Thus, counsel respectfully requests a thirty (30) day extension of time to allow counsel to complete the Initial Brief of Respondent. This is counsel's second request for additional time to do so.

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

WILLIAM EDGAR SALTER, III
Senior Assistant Attorney General
State Bar No. 3710

Post Office Box 11549
Columbia, SC 29211
(803) 734-6305

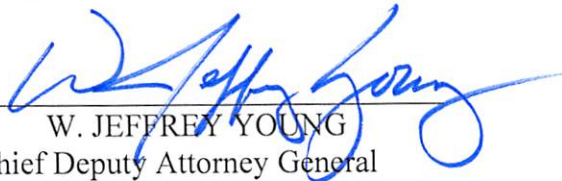
November 30, 2020.

By: s/ William Edgar Salter, III
ATTORNEYS FOR RESPONDENT

I support the finding of good cause.

By: s/Donald J. Zelenka
DONALD J. ZELENKA
Deputy Attorney General

I too support the finding of good cause.

By: 
W. JEFFREY YOUNG
Chief Deputy Attorney General