

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

RECEIVED

Dec 14 2020

SC Court of Appeals

Appeal from Lexington County

Steven H. John, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

LEE ANTHONY CORLEY,

APPELLANT

Appellate Case No. 2020-000214

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

Counsel for Lee Anthony Corley respectfully requests an extension of **thirty (30) days, from Monday, December 14, 2020 until January 13, 2021**, 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. 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, December 14, 2020. The Court has granted counsel three previous extensions.
2. Counsel for Lee Anthony Corley 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 his caseload, counsel hopes that no further extension requests will be required.

3. Counsel had an oral argument before the Supreme Court on December 8, 2020 in The State v. Joseph Bowers. Counsel filed the brief of appellant and designation of matter in the case of The State v. Franklin Pierre Dover with this Court on December 1, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Robert Frost v. The State with the Supreme Court on November 20, 2020. Counsel had an oral argument before the Supreme Court on November 17, 2020 in The State v. Ahshaad Mykiel Owens. Counsel filed the brief of appellant and designation of matter in the case of The State v. Robert Wayne Eaves with this Court on November 13, 2020. Counsel filed the initial brief of appellant and designation of matter in the death penalty case of The State v. Timothy Ray Jones, Jr. with the Supreme Court on October 23, 2020 with co-counsel Susan Hackett, David Alexander, Lara Caudy, and Taylor Gilliam. Counsel filed the petition for rehearing in case of The State v. Stewart Jerome Middleton with this Court on October 15, 2020. **Counsel has extensive administrative duties as the Chief Appellate Defender, including Appellate Project oversight duties, management of the work from home personnel during this coronavirus pandemic, and training four less experienced appellate defenders and reviewing all their filings in advance.**

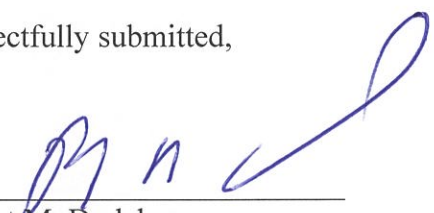
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the extended thirty-day general consent granted by Deputy Attorney

General Donald J. Zelenka for all Appellate Defense extensions through December 31, 2020. That extended, emailed general consent was dated November 25, 2020.

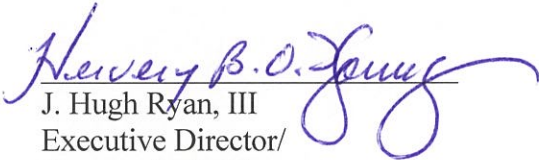
WHEREFORE, the undersigned counsel would respectfully request a **thirty (30) day extension, from Monday, December 14, 2020 until January 13, 2021**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



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Robert M. Dudek  
Chief Appellate Defender



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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 14<sup>th</sup> day of December, 2020.

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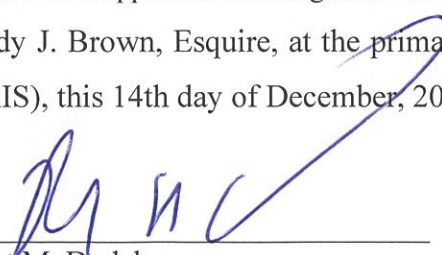
LEE ANTHONY CORLEY,

APPELLANT

APPELLATE CASE NO. 2020-000214  
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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 of time, in which to file the initial brief of appellant and designation of matter in the above-referenced case has been served upon Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 14th day of December, 2020.

  
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Robert M. Dudek  
Chief Appellate Defender

ATTORNEY FOR APPELLANT.