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SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Certiorari to Lexington County

Eugene C. Griffith, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

KIERIN MARCELLUS DENNIS,

APPELLANT

APPELLATE CASE NO. 2019-001486

PETITION TO EXCEED FIFTY
PAGE LIMIT FOR INITIAL BRIEF OF APPELLANT

The undersigned counsel would respectfully request an order allowing him to file an initial brief of appellant and designation of matter in this case in excess of the fifty-page limit of Rule 208(b)(5), SCACR. In support of this motion, counsel would respectfully show the Court:

1. The initial brief of appellant and designation of matter in this case is due to be filed with this Court today, Monday January 4, 2021.

2. Counsel for Kierin Marcellus Dennis respectfully submits that extraordinary circumstances exist, which warrant the granting of an extended page limit. There are seven meritorious issues being argued in this initial brief. Further, the transcripts in this case are in excess of thirty-four hundred (3,400) pages.

3. Counsel would request a limit of eighty-five (85) pages, if a limit is imposed when granting this motion. Counsel and his co-counsels will make every effort at brevity, and to keep the brief shorter than eighty-five pages.

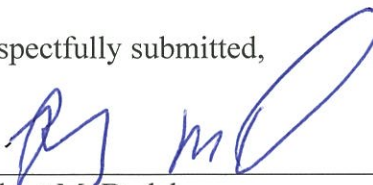
4. Counsel does not think that justice to this case can be done in the fifty pages authorized by Rule 208(b)(5), SCACR.

5. Consequently, counsel respectfully moves that this Court allow him to file an initial brief of appellant and designation of matter not in excess of 85 pages. Counsel will make every effort for brevity.

6. Opposing counsel, Melody J. Brown, of the Office of the Attorney General, has been contacted and she graciously consents to this request.

WHEREFORE, undersigned counsel would respectfully request an order from this Court granting him the right to exceed the fifty-page limit of Rule 208(b)(5), SCACR. Counsel would also request that the time limits for filing the initial brief and designation be held in abeyance pending a ruling on this petition.

Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender

Lara M. Caudy
Appellant Defender

Adam Sinclair Ruffin
Appellate Defender

Attorneys for Appellant

January 4, 2021

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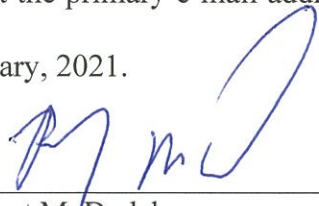
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APPELLANT

APPELLATE CASE NO. 2019-001486

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 Petition to Exceed Fifty-Page Limit for Initial Brief of Appellant 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 4th day of January, 2021.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR APPELLANT