

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from York County  
Daniel D. Hall, Circuit Court Judge

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**RECEIVED**

**Jan 04 2021**

**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

ANTHONY TERMAINE AVERA,

APPELLANT

APPELLATE CASE NO. 2020-000812

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PETITION FOR EXTENSION TO FILE  
INITIAL BRIEF OF APPELLANT  
AND DESIGNATION OF MATTER

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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 Johnson petition for writ of certiorari and accompanying appendix in the case of Shannon Lancaster v. State in the Supreme Court on December 22, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Shawn Bethea v. State in the Supreme Court on December 16, 2020. Counsel filed the brief of petitioner in the case of Wilton Q. Greene v. State in this Court on December 11, 2020. Counsel

had an oral argument in the case of State v. Antoine Lakida Hightower in this Court via WebEx on December 8, 2020. Counsel filed an Anders brief of appellant and record on appeal in the case of State v. Jerry Jerome Davis with this Court on December 7, 2020. Counsel filed a brief of petitioner in the case of Joshua A. Reed v. State with this Court on November 30, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Larry Eugene Coleman v. State in the Supreme Court on November 17, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Gafaskie Richardson v. State in the Supreme Court on November 9, 2020.

3. This request is made in good faith, and not for purposes 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.

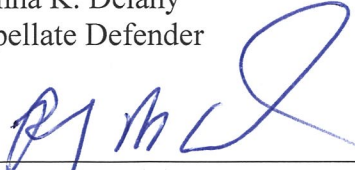
4. Opposing counsel, Matthew Buchanan, Esquire, has graciously consented to this extension request.

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/ Joanna K. Delany

Joanna K. Delany  
Appellate Defender

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

This 4<sup>th</sup> day of January, 2020.

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CERTIFICATE OF SERVICE  
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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 Matthew Buchanan, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 4<sup>th</sup> day of January, 2020.

*s/ Joanna K. Delany*

Joanna K. Delany  
Appellate Defender

ATTORNEY FOR APPELLANT