

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Jan 04 2021

SC Court of Appeals

Appeal from Beaufort County  
Honorable Brooks P. Goldsmith, Circuit Court Judge  
Appellate Case Tracking No. 2019-001919

The State,

Respondent,

vs.

John Ira Duncan, III,

Appellant.

**MOTION FOR THIRD EXTENSION OF TIME TO SERVE AND FILE  
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to be served and filed today, January 4, 2021.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the Respondent moves for a third extension in the above referenced appeal. Due to the issues raised and work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this brief on time. The undersigned has completed filings in the State v. Kevin Herriott, State v. Montrell Troutman, State v. Kenneth Taylor, State

v. Ty'Shun Besselieu, State v. Miquell Bryan, State v. Morales, State v. Singleton, State v. Strother, State v. Tyreek Hayes, State v. Angela Brewer, and State v. Cornelius Mayberry.  
Additionally, the undersigned was out of the office for the holidays.

III.

This extension request is not intended for purposes of delay, but rather to ensure the Brief is properly researched and prepared. I would, therefore, request a third extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

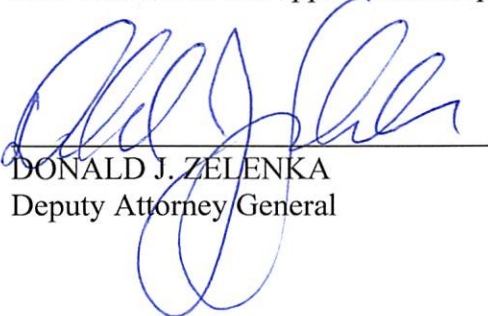
WHEREFORE, Respondent prays that the Court hold this matter in abeyance until ruling on this motion, and extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days from the date such relief is granted; and for such other and further relief as the Court may deem just and proper.


Respectfully submitted,

ALAN WILSON  
Attorney General

WILLIAM M. BLITCH, JR.  
Senior Assistant Deputy Attorney General

I have reviewed and approve this request:

  
DONALD J. ZELENKA  
Deputy Attorney General

  
WILLIAM M. BLITCH, JR.  
S.C. Bar No. 15608  
Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727

ATTORNEYS FOR RESPONDENT

January 4, 2021

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Appeal from Beaufort County  
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**PROOF OF SERVICE**

I, Caroline Collins, certify that I have served the Motion for Third Extension of Time to Serve and File Initial Brief of Respondent and Designation of Matter on Appellant by email to Appellant's counsel of record at the email address provided by AIS for Kathrine H. Hudgins.

I further certify that all parties required by Rule to be served have been served.

This 4<sup>th</sup> day of January, 2021.



CAROLINE COLLINS  
Administrative Coordinator  
Office of Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-3727

**Caroline Collins**

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**From:** Caroline Collins  
**Sent:** Monday, January 4, 2021 9:52 AM  
**To:** Hudgins, Kathrine  
**Cc:** 'Stock, Chris'; William Blich  
**Subject:** The State v. John Ira Duncan, III (2019-001919)  
**Attachments:** DUNCAN John - Motion for Third Extension (Initial Brief of Respondent and Designation of Matter) - 2019-001919 (02457860xD2C78).PDF

Good Morning Ms. Hudgins,

Attached please find a copy of the Motion for Third Extension of Time to Serve and File Initial Brief of Respondent and Designation of Matter in The State v. John Ira Duncan, III (2019-001919). This Motion will be submitted to the Court of Appeals today via the AIS One Drive System.

If you will, please reply to this email to confirm receipt.

Thank you!

*Caroline Collins*

Administrative Coordinator  
South Carolina Attorney General's Office  
P: (803) 734-3723

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