

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Clarendon County  
R. Ferrell Cothran, Circuit Court Judge

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**RECEIVED**

**Jan 04 2021**

**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

JOE TAJHAREY NATRON MCFADDEN,

APPELLANT

APPELLATE CASE NO. 2019-001390

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

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Counsel for Joe Tajharey Natron McFadden respectfully requests a **fourth and final thirty (30) day extension, until February 3, 2020**, in which to file the initial brief of appellant and designation of matter in the above-referenced 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 in this case are due to be served and filed with the Court today. The Court has granted counsel three previous extensions.
2. Counsel for Joe Tajharey Natron McFadden 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 her caseload, counsel hopes that no further extension requests will be required.

3. 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.

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.

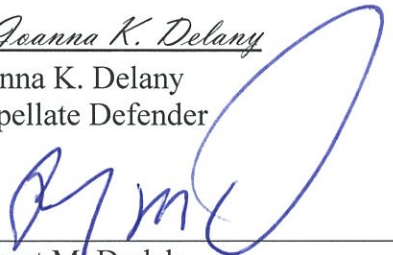
5. Opposing counsel, for the Attorney General's Office, has graciously consented to this extension request by way of the general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through January 31, 2020. That general consent was dated December 21, 2020.

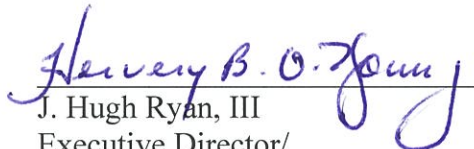
WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension until February 3, 2020**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that the time limits 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

  
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Robert M. Dudek  
Chief Appellate Defender

  
\_\_\_\_\_  
J. Hugh Ryan, III  
Executive Director/  
Hervery B. O. Young  
Deputy Director and General Counsel/  
W. Lawrence Brown  
Deputy General Counsel and Training  
Director

This 4th day of January, 2020.

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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 William M. Blich, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 4th day of January, 2020.

*s/ Joanna K. Delany*

Joanna K. Delany  
Appellate Defender

ATTORNEY FOR APPELLANT