

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**

**Jan 04 2021**

Appeal from Horry County  
Honorable Paul M. Burch, Circuit Court Judge

SC Court of Appeals

**THE STATE,**

**Respondent,**

v.

**CALVIN D. FORD,**

**Appellant.**

**Appellate Case No. 2019-001912**

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

Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Initial Brief of Respondent and Designation of Matter, which is currently due to be filed today, Monday, January 4, 2021. Opposing counsel has graciously consented to all extension requests through January 31, 2021. In support of this motion, counsel would respectfully show the Court the following:

Undersigned counsel has been scheduled to complete a number of state and federal matters within the past 30 days that include, but are not limited to, the following: oral argument in the matter of The State vs. Jane Katherine Hughes, Appellate Case No. 2018-000659, before this Court on December 7, 2020; the filing of the Initial Brief of Respondent and Designation of

Matter in the matter of The State v. Nyquan Brown, Appellate Case No. 2019-001548, a Greenville County murder appeal pending in this court (December 9, 2020), and the filing of the Final brief of Respondent in that same case (January 4, 2021); the filing of the Reply Brief of Respondents-Appellants in the matter of James Nathaniel Bryant, III v. Michael Stephan, et.al, No. 20-4, a capital habeas corpus action pending in the Fourth Circuit Court of Appeals (December 16, 2020); the filing of the Brief of Respondent-Appellee in the matter of Lynel Witherspoon v. Donnie Stonebreaker, No. 19-7276, a non-capital habeas action also pending in the Fourth Circuit Court of Appeals (December 30, 2020); as well as the filing of the Responses in Opposition to the Petitioner's Motions for Reconsideration, to be Relieved from Judgment, and for Leave to Amend in the matter of Eugene Thomas, #222351 v. Warden of McCormick Correctional Institution, C/A No. 1:19-2176-MBS, another non-capital federal habeas matter pending in the United States District Court for the District of South Carolina (December 16, 2020).

Due to counsel's involvement in these and other matters in state and federal court, counsel has been unable to complete the Initial Brief of Respondent in this action prior to the due date prescribed. This request is made in good faith, and not for the purposes of delay. This is counsel's second request for additional time to do so.

WHEREFORE, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter.

Respectfully Submitted,

ALAN WILSON  
Attorney General

DONALD J. ZELENKA  
Deputy Attorney General

MELODY J. BROWN  
Senior Assistant Deputy Attorney General

CAROLINE SCRANTOM  
Assistant Attorney General  
SC Bar No. 101357

Post Office Box 11549  
Columbia, South Carolina, 29211  
(803) 734-6305

By:   
CAROLINE SCRANTOM  
ATTORNEYS FOR RESPONDENT

January 4, 2021.

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

RECEIVED

Jan 04 2021

Appeal from Horry County  
Honorable Paul M. Burch, Circuit Court Judge

SC Court of Appeals

THE STATE,

Respondent,

v.

CALVIN D. FORD,

Appellant.

Appellate Case No. 2019-001912

---


CERTIFICATE OF SERVICE

---

I, Donna D'Alessio, as an employee of the Respondent, hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Second Extension to file the Initial Brief of Respondent and Designation of Matter, and Certificate of Service have been forwarded to Appellant's counsel, [shackett@sccid.sc.gov](mailto:shackett@sccid.sc.gov), Esq., via email today, January 4, 2021 and to Ms. Hackett's assistant, Kat Kasperski, [kkasperski@sccid.sc.gov](mailto:kkasperski@sccid.sc.gov).

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

This 4th day of January, 2021.



Donna D'Alessio,  
Legal Assistant to Caroline Scrantom  
Assistant Attorney General

## Donna D'Alessio

---

**From:** Donna D'Alessio  
**Sent:** Monday, January 4, 2021 12:03 PM  
**To:** 'shackett@sccid.sc.gov'  
**Cc:** Kasperski, Katriel (kkasperski@sccid.sc.gov)  
**Subject:** Ford, Calvin D., Appellate Case No. 2019-001912 - Second ext of time to file IBOR - 1-4-21  
**Attachments:** Ford, Calvin - Appellate Case No. 2019-001912 - 2nd extension of time to file IBOR 1-4-21 (02458167xD2C78).pdf

Dear Ms. Hackett:

Attached is a scanned copy of the Respondent's 2<sup>nd</sup> extension of time to file Initial Brief of Respondent, and Certificate of Service regarding the above matter. The 2<sup>nd</sup> extension of time, and certificate of service are being submitted to the South Carolina Court of Appeals through e-filing, along with a copy of this email.

Hope you are well, and thank you.

Donna D'Alessio, Legal Assistant  
Capital Litigation  
Office of the Attorney General  
State of South Carolina  
Post Office Box 11549  
Columbia, South Carolina 29211-1549  
[DDAlessio@scag.gov](mailto:DDAlessio@scag.gov)  
(803) 734-6305  
(803) 734-4035 – Fax  
(803) 734-1494 – Direct Line

**RECEIVED**  
**Jan 04 2021**  
**SC Court of Appeals**