

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
Jan 13 2021
SC Court of Appeals

Appeal from Charleston County
Kristi F. Curtis, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

BRANDON CHRISTOPHER GRAYER,

APPELLANT.

APPELLATE CASE NO. 2020-000556

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

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 initial brief of appellant and designation of matter in the case of The State v. Diante J. Rogers and with the Court of Appeals on January 4, 2021. Counsel filed the return to petition for writ of certiorari in the case of The State v. Antwuan Levon Nelson with the Supreme Court on December 17, 2020. Counsel filed the return to petition for rehearing in

the case of In the Matter of the Care and Treatment of Micah Allen Bilton, with the Court of Appeals on December 14, 2020. Counsel filed the petition for writ of certiorari in the case of Timothy Earl Beheler v. The State, with the Court of Appeals on December 10, 2020. On December 8, 2020, counsel had an oral argument in The State v. William Howard Heath before the Court of Appeals. Counsel filed the brief of appellant and designation of matter in the case of The State v. David Eric Hugue, Jr., with the Court of Appeals on November 12, 2020.

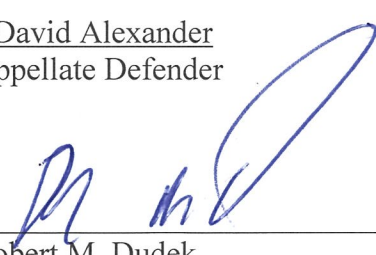
3. Counsel makes this request in good faith and not for purpose of delay.

4. On December 21, 2020, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through January 31, 2021.

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/David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

January 13, 2021.

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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 to File the Initial Brief of Appellant and Designation of Matter 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 13th day of January, 2021.

s/David Alexander
Appellate Defender

ATTORNEY FOR APPELLANT