

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Horry County
Robert E. Hood, Circuit Court Judge

RECEIVED

Mar 12 2021

S.C. SUPREME COURT

THE STATE,

RESPONDENT,

V.

JEROME JENKINS, JR.

APPELLANT

Appellate Case No. 2019-001280

PETITION FOR EXTENSION TO FILE
INITIAL REPLY BRIEF OF APPELLANT

The undersigned counsel respectfully requests a **final ten-day extension, from the due date Monday, March 15, 2021 until March 25, 2020**, in which to file the initial reply brief of appellant in the above-referenced death penalty case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial reply brief of appellant is due to be served and filed March 15, 2021. Appellate defenders Kathrine Hudgins and Adam Ruffin are co-counsel on this case, and they have very busy workloads as well.

2. Counsel is preparing the four-issue petition for writ of certiorari in the death penalty case of Andres Antonio Torres v. The State, as lead counsel, with co-counsel Susan Hackett, which is due to be filed with this Court on April 5, 2021. The appendix in Torres is in excess of five thousand, three hundred (5,300) pages, and it involves very technical, genetic, psychiatric, and

pharmacologic evidence. Counsel is also presenting at a WebEx juvenile law training -- Juvenile Appeals, Essentials for Juvenile Defense Practice -- CLE on the topic of Preserving the Trial Record for Appeal, and participating in a panel discussion on Friday, March 12, 2021. Counsel filed the petition for rehearing in case of The State v. Ricky Anthony Short with the Court of Appeals on March 11, 2021. Counsel had a WebEx oral argument before the Court of Appeals on March 3, 2021 in the case of The State v. Andre Nicholas Crawford. Counsel filed the Brief of Petitioner in the case of The State v. Justin Jamal Warner with this Court on February 22, 2021. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Lee Anthony Corley with the Court of Appeals on February 12, 2021, with co-counsel Adam Ruffin. Counsel had a WebEx oral argument before the Court of Appeals on February 10, 2021 in the case of The State v. Gregg Pickrell. Counsel filed the amended initial brief of appellant and designation of matter in the case of The State v. Kierin Marcellus Dennis with the Court of Appeals on January 22, 2021, with co-counsel Lara Caudy and Adam Ruffin. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State v. Deshanndon Markelle Franks with this Court on January 19, 2021. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State v. Stewart Jerome Middleton with this Court on January 15, 2021. **Counsel has extensive administrative duties as the Chief Appellate Defender, including administrative and Appellate Project oversight and management of the work from home personnel during this COVID-19 pandemic.**

Co-counsel Kathrine Hudgins

Counsel filed the initial reply brief of appellant in the case of The State of South Carolina v. John Ira Duncan with the Court of Appeals on February 25, 2021. Counsel filed the initial

reply brief of appellant in the case of The State of South Carolina v. William Shane Fordham Brown with the Court of Appeals on February 25, 2021. Counsel filed the petition for writ of certiorari in the case of Maurio Rivers v. The State of South Carolina with this Court on February 22, 2021. Counsel filed the initial reply brief of appellant in the case of The State of South Carolina v. K'Sone Campbell with the Court of Appeals on February 18, 2021. Counsel filed the initial reply brief of appellant in the case of The State of South Carolina v. Seth Hassan Smith with the Court of Appeals on February 16, 2021. Counsel filed the return to petition for writ of certiorari in the case of Willie Williams v. The State of South Carolina with this Court on February 3, 2021. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Curtis Channing Pearson with the Court of Appeals on January 28, 2021. Counsel filed the petition for writ of certiorari in the case of Willie Williams v. The State of South Carolina with this Court on January 22, 2021. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Jason Stoots with the Court of Appeals on January 14, 2021. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Darryl Bradley with the Court of Appeals on January 14, 2021.

Co-counsel Adam Ruffin

Counsel filed the brief of appellant and designation of matter in the case of State v. David Barajas with the Court of Appeals on March 5, 2021. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Lee Corley with the Court of Appeals on February 12, 2021. Counsel filed the return to petition for writ of certiorari in the case of Hollis Brock v. State with this Court on February 5, 2021. Counsel filed the petition for writ of

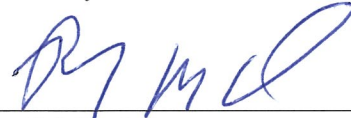
certiorari and accompanying appendix in the case of Roderquiz Cook v. State with this Court on January 14, 2021.

3. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the extended thirty-day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through March 31, 2021. That extended, emailed general consent was dated February 25, 2021.

This request of all counsel is made in good faith, and not for purposes of delay. Each attorney intends to continue to work on the cases with more than three extensions first so that their caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final ten-day extension, from the due date Monday, March 15, 2021 until March 25, 2020**, in which to file the initial reply brief of appellant. Counsel respectfully requests that the time limits for filing the reply brief of appellant be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender

Kathrine Hudgins
Appellate Defender

Adam Sinclair Ruffin
Appellate Defender



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

This 12th day of March, 2021