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Jun 04 2021

SC Court of Appeals

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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Appeal from Lexington County  
The Honorable Eugene C. Griffith, Jr., Circuit Court Judge

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THE STATE,

Respondent,

v.

KIERIN M. DENNIS,

Appellant.

Appellate Case No. 2019-001486

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

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The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent in the above-referenced case. Opposing counsel, Appellate Defenders Robert M. Dudek, Lara M. Caudy and Adam S. Ruffin, by agency to agency agreement, has consent to the motions for extension of time through June 30, 2021. In support of this motion, counsel would respectfully show the Court the following:

1. Counsel filed the Final Brief of Respondent in the matter of *The State v. Dale Eugene King*, Appellate Case No. 2019-002078, a Beaufort County murder direct appeal on May 6, 2021;

2. Counsel filed the Initial Brief of Respondent and Designation of Matter in *The State v. Samuel Burnside*, Appellate Case No. 2020-000133, a Greenville County murder direct appeal on May 28, 2021;

3. Counsel filed the Return to Petition for Writ of Certiorari in the matter of *The State v. Tyrone Anthony Wallace, Jr.*, Appellate Case No. 2021-000332, a Beaufort County murder direct appeal that was re-assigned to undersigned counsel; and

4. Counsel is currently working on a Reply to Response in Opposition to Motion for Summary judgment in the matter of *David A. Dickerson, #369461 v. Michael Stephan, Warden*, C/A No. 2:20-cv-3467-JMC-MGB. This matter was originally assigned to another attorney in the unit; however, that attorney has recently left the office and this matter has been re-assigned to undersigned counsel;

However, due to counsel's involvement in these and other matters, counsel is unable to timely complete the Initial Brief of Respondent and Designation of Matter and would request a thirty (30) day extension within which 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. This request is made in good faith, and not for the purposes of delay.

Respectfully Submitted,


ALAN WILSON  
Attorney General

DONALD J. ZELENKA  
Deputy Attorney General

MELODY J. BROWN  
Senior Assistant Deputy Attorney General

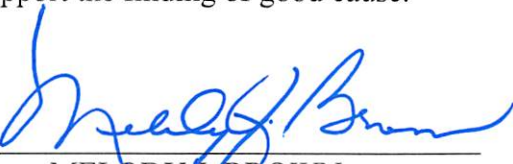
JULIANNA E. BATTENFIELD  
Assistant Attorney General  
No. 103135

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

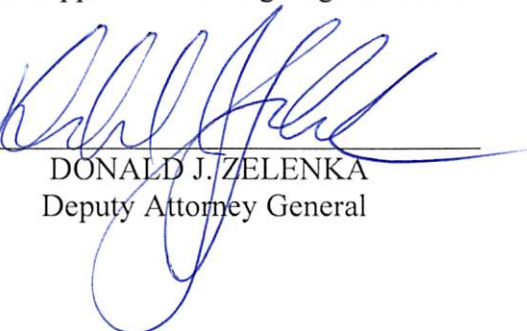
By:   
JULIANNA E. BATTENFIELD  
ATTORNEYS FOR RESPONDENT

June 4, 2021.

I support the finding of good cause.

By:   
MELODY J. BROWN,  
Senior Assistant Deputy Attorney General

I also support the finding of good cause.

By:   
DONALD J. ZELENKA  
Deputy Attorney General

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**PROOF OF SERVICE**

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I, Angela Brown, am an employee of the Respondent, hereby certify that as per the March 20, 2020 Order of the Chief Justice, the Motion for Fourth Extension of Time to File Initial Brief of Respondent and Designation Matter, along with the Certificate of Service has been forwarded to Appellant's counsel, Robert M. Dudek, Esquire; Lara Caudy, Esquire and Adam S. Ruffin, Esquire via email today, June 4, 2021 to [Rdudek@sccid.sc.gov](mailto:Rdudek@sccid.sc.gov); [lcaudy@sccid.sc.gov](mailto:lcaudy@sccid.sc.gov) and [aruffin@sccid.sc.gov](mailto:aruffin@sccid.sc.gov), and to their assistants Haley Kellner, Lindsey Matthews and Scott Leverett, at [lmatthews@sccid.sc.gov](mailto:lmatthews@sccid.sc.gov); [hkellner@sccid.sc.gov](mailto:hkellner@sccid.sc.gov) and [andsleverett@sccid.sc.gov](mailto:andsleverett@sccid.sc.gov).

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

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

*s/ Angela Brown*

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Angela Brown  
Legal Assistant to Melody J. Brown  
Senior Assistant Deputy Attorney General

## Angela Brown

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**From:** Angela Brown  
**Sent:** Friday, June 4, 2021 2:43 PM  
**To:** 'RDudek@sccid.sc.gov'; Lara Caudy (lcaudy@sccid.sc.gov); 'aruffin@sccid.sc.gov'  
**Cc:** Julianna Battenfield; 'Matthews, Lindsey'; 'Kellner, Haley'; 'sleverett@sccid.sc.gov'  
**Subject:** The State v. Kierin M. Dennis  
**Attachments:** 02600786.pdf

**Follow Up Flag:** Worldox

Counsel, please find attached the State's motion for Fourth Extension of Time to File the Initial Brief of Respondent and Designation of Matter in the matter of The State v. Kierin Dennis. The motion will be filed with the South Carolina Court of Appeals on today's date.

Thank you,

Angela Bennett Brown  
Administrative Coordinator  
Criminal Division  
(803) 734-0368

Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211