

RECEIVED
Jun 11 2021
SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County

Honorable Walton J. McLeod, IV, Circuit Court Judge

IN THE MATTER OF THE CARE AND
TREATMENT OF JAMES RONNIE NICHOLS, JR.,

APPELLANT.

APPELLATE CASE NO. 2020-001538

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

Counsel for James Ronnie Nichols, Jr., respectfully requests a thirty (30) day extension, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. 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 today.
2. Counsel, along with co-counsel is preparing the initial reply brief of appellant and designation of matter to be filed with the Supreme Court in the death penalty case of The State v. Timothy Ray Jones, Jr. Counsel filed a Notice of Appeal in Jason Ervin Black v. The State with the Supreme Court on June 4, 2021. Counsel had a meeting with a Spanish-speaking client and interpreter at Kershaw Correctional Institution and filed his report in the case of Manuel S.

Hernandez v. The State on May 25, 2021. Counsel testified at a PCR Hearing held via Web Ex in the case of The State v. Gerald R. Williams on April 28, 2021. Counsel filed the Brief of Petitioner in Cary Glenn Ryals v. The State with the Court of Appeals on April 14, 2021. Counsel filed the Brief of Petitioner in Jovan Mitchell v. The State with the Court of Appeals on March 29, 2021. Counsel filed the initial brief of appellant and designation of matter in The State v. Brandon Christopher Grayer with the Court of Appeals on March 15, 2021.

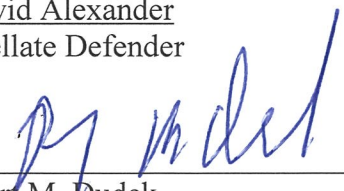
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

4. On May 28, 2021, 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 June 30, 2021.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension. Counsel respectfully requests that the time limits for serving and 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

This 11th day of June, 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 Extension in the above-referenced case has been served upon Deborah R.J. Shupe, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 11th day of June, 2021.

s/David Alexander
Appellate Defender

ATTORNEY FOR APPELLANT