

RECEIVED

Dec 17 2021

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Dorchester County

Diane S. Goodstein, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

MUANAH ARUNA FORTUNE, JR.,

APPELLANT

APPELLATE CASE NO. 2021-000569

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**PETITION FOR EXTENSION TO FILE  
INITIAL BRIEF OF APPELLANT AND  
DESIGNATION OF MATTER**

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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 respectfully shows the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.
2. Counsel filed the brief of petitioner and appendix in the case of State v. John William McCarty in the Supreme Court on December 16, 2021. Counsel filed the brief of petitioner and appendix in the case of Boyd Rashaen Evans v. State in the Supreme Court on December 16, 2021. Counsel participated in a post-conviction relief hearing in the case of

Edward Chandler v. State in Lexington County on December 14, 2021. Counsel had an oral argument in the case of State v. Zantravious Randell Hall with this Court on December 8, 2021. On December 1, 2021, counsel represented Kinjta Kadeem Sadler at a guilty plea hearing in Greenville. Counsel filed the reply brief of petitioner in the case of State v. Sidney Moorner in the Supreme Court on November 29, 2021. Counsel filed the brief of petitioner and appendix in the case of Robert Lee Wright v. State in this Court on November 29, 2021. On November 23, 2021, counsel presented on the topic of Ethics of a Public Defender at the Public Defense 101: Fundamentals of the Profession Conference. On November 22, 2021, Counsel presented on the topic of Substantive Law Overview: Jackson v. Denno and Suppression of Statements at the Public Defense 101: Fundamentals of the Profession Conference. Counsel filed a petition for rehearing in the case of State v. Roger D. Grate in this Court on November 18, 2021. Counsel had an oral argument in the case of State v. Gregory Sanders with this Court on November 10, 2021. Counsel filed the reply to return to petition for writ of certiorari in the case of Randal Benton v. State in the Supreme Court on November 4, 2021. Counsel filed the return to petition for writ of certiorari in the case of State v. Demontay M. Payne in the Supreme Court on November 1, 2021. Counsel, along with co-counsel, filed the reply to return to petition for writ of certiorari in the case of Andres Antonio Torres v. State in the Supreme Court on October 28, 2021. Counsel filed the brief of petitioner and appendix in the case of State v. Tyrone Anthony Wallace in the Supreme Court on October 26, 2021. Counsel filed a petition for rehearing in the case of State v. Travis Latrell Lawrence in this Court on October 21, 2021.

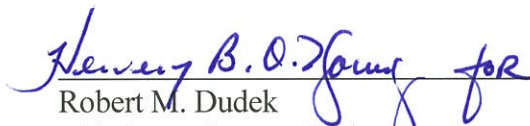
3. This request is made in good faith, and not for purposes of delay.
4. Opposing counsel, for the Attorney General's Office, has graciously consented to this extension request by way of the general consent granted by Deputy Attorney General Donald

J. Zelenka for all Appellate Defense extensions through December 31, 2021. That general consent was dated November 30, 2021.

WHEREFORE, the undersigned counsel respectfully requests a thirty-day extension in which to file the initial brief of appellant and designation of matter in this case. Counsel 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,

  
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Susan B. Hackett  
Appellate Defender

  
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Robert M. Dudek  
Chief Appellate Defender

December 17, 2021

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CERTIFICATE OF SERVICE

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Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion for an Extension of Time 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), which is [mbrown@scag.gov](mailto:mbrown@scag.gov), this 17<sup>th</sup> day of December, 2021.



Susan B. Hackett  
Appellate Defender

ATTORNEY FOR APPELLANT