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Jan 19 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Sumter County

Honorable Kristi F. Curtis, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

NIKEEN D'AUNDRE JOHNSON,

APPELLANT

APPELLATE CASE NO. 2021-000674

MOTION FOR EXTENSION TO FILE
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 reply to return to petition for writ of certiorari to the Court of Appeals in the case of State v. Carmie Josette Nelson with the Supreme Court on January 18, 2022. Counsel filed the initial brief of appellant in the State v. Anthony T. McKennie with this Court on January 18, 2022. Counsel filed the initial brief of appellant in the State v. Jermaine Silas White with this Court on January 7, 2022. Counsel filed the petition for rehearing in the case of State v. Jeffery James Williams with this Court on December 22, 2021. Counsel filed the Johnson petition

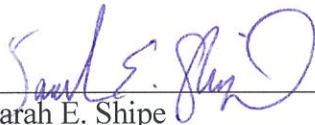
for writ of certiorari and accompanying appendix in the case of Quentin D. Hardy v. The State with the Supreme Court on November 29, 2021. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Carmie Josette Nelson with the Supreme Court on November 19, 2021.

3. This request is made in good faith, and not for purposes of delay.

4. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty-day general consent granted by email from Deputy Attorney General Donald J. Zelenka dated December 29, 2021 for all Appellate Defense extensions through January 30, 2022.

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,



Sarah E. Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

January 18, 2022

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Appeal from Sumter County

Honorable Kristi F. Curtis, Circuit Court Judge

THE STATE,

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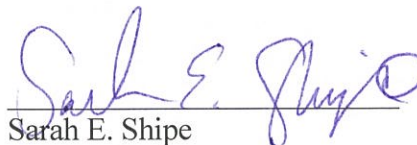
NIKEEN D'AUNDRE JOHNSON,

APPELLANT

APPELLATE CASE NO. 2021-000674

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 of Time in which to File the Initial Brief of Appellant and Designation of Matter in the above-referenced case has been served upon William M. Blich, Jr., Esquire at the primary e-mail address listed in the Attorney Information System (AIS), this 18th day of January, 2022.



Sarah E. Shipe
Appellate Defender

ATTORNEY FOR APPELLANT