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Feb 07 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County
Honorable D. Craig Brown, Circuit Court Judge
Appellate Case No. 2021-000457

THE STATE,

Respondent,

vs.

CHRISTOPHER P. COOPER,

Appellant.

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

Respondent (“the State”), through its undersigned counsel, would respectfully show unto the Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to be served and filed on February 7, 2022.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the State moves for a **fourth** extension in the above-referenced criminal appeal and asks for an additional thirty days to complete the brief in this case. In the past few weeks, the undersigned counsel has submitted an Initial Brief of Respondent to the Court of Appeals in

State v. Ricky Bernard Brown; a Reply to Return to Petition for Rehearing in State v. Victoria Lorraine Sanchez; and an Initial Brief of Respondent in State v. Gary Martin Wirtz. Along with that and other responsibilities in the office, the undersigned counsel has also prepared for and participated in a continuing legal education program as a speaker at the 2022 South Carolina Bar Convention on January 21, 2022.

III.

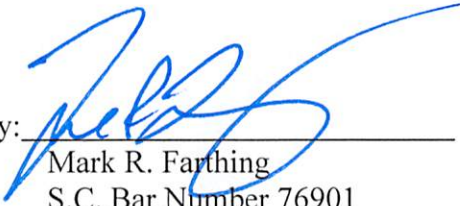
The undersigned counsel submits this extension request is supported by extraordinary circumstances and is not intended for purposes of delay. The Brief in the above-referenced case has required significant research because the case involves three important issues on appeal. The undersigned counsel is currently working on the Brief in this case and intends to have it finished in a timely manner. However, the undersigned counsel has not yet been able to finish the Brief due to a heavy workload and other responsibilities. Accordingly, in order to ensure the Brief is properly researched and prepared, I would therefore request an additional extension of time within which to serve and file the Brief.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty days from the date such relief is granted; hold the matter in abeyance pending a ruling on Respondent's motion; and grant such other and further relief as the Court may deem just and proper.

Respectfully submitted,


ALAN WILSON
Attorney General

MARK R. FARTHING
Senior Assistant Attorney General

By: 
Mark R. Farthing
S.C. Bar Number 76901

I have reviewed and approved this extension request.

By: 
William M. Blich, Jr.
Senior Assistant Deputy Attorney General

By: 
Donald J. Zelenka
Deputy Attorney General

February 7, 2022

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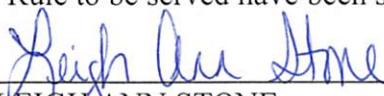
Appellant.

PROOF OF SERVICE

I, Leigh Ann Stone, certify I have served the within Motion for Fourth Extension of Time Within Which to Serve and File Initial Brief of Respondent and Designation of Matter on Appellant by sending an electronic copy via email to the address listed in AIS for the following individual:

Elizabeth Franklin-Best, Esquire
S.C. Appellate Law Group, LLC
2725 Devine Street
Columbia, South Carolina 29205

I further certify all parties required by Rule to be served have been served.
This 7th day of February, 2022.



LEIGH ANN STONE
Legal Assistant
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211

Leigh Ann Stone

From: Leigh Ann Stone
Sent: Monday, February 7, 2022 11:03 AM
To: elizabeth@franklinbestlaw.com
Cc: Mark Farthing; William Blich
Subject: The State v. Christopher P. Cooper (2021-000457)
Attachments: Cooper.Fourth Extension Request (IBOR) (02893251xD2C78).PDF

Good Morning Ms. Franklin-Best,

Attached please find a request for a fourth extension of time within which to serve and file the Initial Brief of Respondent in The State v. Christopher P. Cooper (2021-000457). This request will be submitted to the South Carolina Court of Appeals today via the AIS One Drive System.

If you will, please reply to confirm receipt of this email.

Thank you!

LEIGH ANN STONE, Legal Assistant
South Carolina Attorney General's Office
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