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Feb 11 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Horry County

D. Craig Brown, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

EARL RAFEL GADDIS, JR.,

APPELLANT

APPELLATE CASE NO. 2021-000826

**PETITION 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 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 had an oral argument in the case of The State v. Shannon Earl Garland in this Court on February 8, 2022. Counsel had an oral argument in the case of The State v. Angela D. Brewer in the Supreme Court on February 2, 2022. Counsel filed the Anders brief of appellant, designation of matter, and record on appeal in the case of State v. Christopher L. Sanders in this


Court on January 31, 2022. On January 21, 2022, counsel presented on the topic of Evidence at the 2022 S.C. Bar Convention. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Roger D. Grate in the Supreme Court on January 18, 2022. Counsel had an oral argument in the case of The State v. Ronald Hakeen Mack in the Supreme Court on January 12, 2022. Counsel filed the reply brief of petitioner in the case of State v. Tyrone Anthony Wallace, Jr. in the Supreme Court on January 5, 2022. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Travis Latrell Lawrence in the Supreme Court on December 20, 2021. Counsel filed the brief of petitioner in the case of State v. John William McCarty in the Supreme Court on December 15, 2021. Counsel filed the brief of petitioner in the case of Boyd Rashaeen Evans v. State in the Supreme Court on December 15, 2021. Counsel attended a PCR Hearing as a potential witness in the case of State v. Edward Chandler in Lexington County on December 14, 2021. Counsel had an oral argument in the case of The State v. Zantravious Randell Hall with Court of Appeals on December 8, 2021.

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

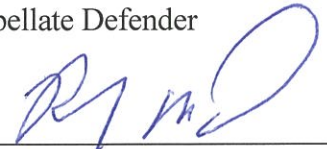
4. Opposing counsel, for the Attorney General's Office, has graciously consented to this extension request by way of the general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through February 28, 2022. That general consent was dated January 31, 2022.

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,



Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

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CERTIFICATE OF SERVICE

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, this 11th day of February, 2022.



Susan B. Hackett
Appellate Defender

ATTORNEY FOR APPELLANT