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Mar 25 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Spartanburg County

Honorable J. Derham Cole, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

BRANDAL SMITH,

APPELLANT

APPELLATE CASE NO. 2021-000939

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 initial brief of appellant in the State v. Nikeen Johnson with this Court on March 21, 2022. Counsel filed the initial brief of appellant in the State v. Corey Rashad Brown with this Court on March 11, 2022. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Jeffery James Williams with the Supreme Court on March 9, 2022. Counsel filed the initial brief of appellant in the State v. Anterius Smith with this Court on March 7, 2022. Counsel filed the initial brief of appellant in the State v. Levy Brown with this


Court on February 7, 2022. 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.

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

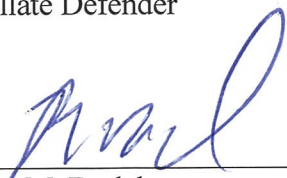
4. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty-day general consent granted by email from Deputy Attorney General Donald J. Zelenka dated February 28, 2022 for all Appellate Defense extensions through March 31, 2022.

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

March 25, 2022

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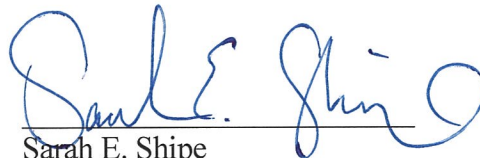
BRANDAL SMITH,

APPELLANT

APPELLATE CASE NO. 2021-000939

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 Extension in the above-referenced case has been served upon William M. Blicht, Jr., Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 25th day of March, 2022.



Sarah E. Shipe
Appellate Defender

ATTORNEY FOR APPELLANT