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Apr 29 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Greenville County

Honorable Edward W. Miller, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

DUSTIN G. READY,

APPELLANT.

APPELLATE CASE NO. 2021-000598

MOTION FOR AN EXTENSION OF TIME IN WHICH
TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Dustin G. Ready respectfully requests a **final extension of thirty (30) days, from April 29, 2022 until May 31, 2022**, in which to file the initial brief of appellant and designation of matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today, April 29, 2022. The Court has granted counsel three previous extensions.
2. Counsel for Dustin G. Ready respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions

previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.

3. Counsel will file the initial brief of appellant and designation of matter with this Court today, April 29, 2022, in the case of The State v. James Monroe Brown. Counsel, as lead counsel, filed a petition for rehearing in the death penalty case of The State v. Jerome Jenkins, Jr., with the Supreme Court on April 20, 2022. Counsel filed a brief of petitioner in the case of Shana Robinson v. The State with this Court on March 25, 2022. Counsel filed the initial reply brief of appellant in the case of The State v. Bryan Austin Seidle with this Court on March 21, 2022, with co-counsel Lara M. Caudy. Counsel filed a petition for writ of certiorari to the Court of Appeals and appendix in the case of The State v. Gregg Pickrell with the Supreme Court on March 21, 2022. Counsel filed a reply brief of petitioner in the case of The State v. David Matthew Carter with the Supreme Court on March 14, 2022. Counsel filed a brief of petitioner in the case of Antwon M. Baker, Jr., v. State with this Court on March 7, 2022. Counsel filed a return to petition for writ of certiorari to the Court of Appeals in the case of The State v. James Caleb Williams with the Supreme Court on March 2, 2022. Counsel filed the brief of appellant in the case of The State v. Robert Wayne Eaves with this Court on February 25, 2022. **Counsel also has extensive administrative duties as the Chief Appellate Defender.**

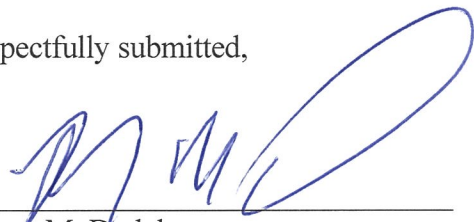
4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the extended thirty-day general consent granted by Deputy Attorney

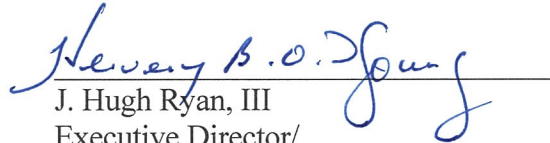
General Donald J. Zelenka for all Appellate Defense extensions through April 30, 2022. That extended, emailed general consent was dated March 30, 2022.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension from April 29, 2022 until May 31, 2022**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervey B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training Director

This 29th day of April, 2022.

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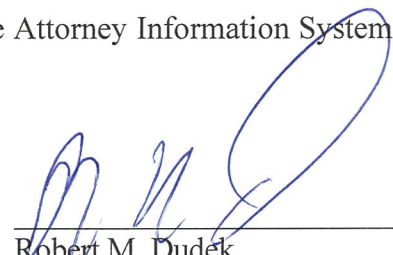
DUSTIN G. READY,

APPELLANT.

APPELLATE CASE NO. 2021-000598

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy 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 29th day of April, 2022.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR APPELLANT.