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May 25 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Aiken County
The Honorable Clifton Newman, Circuit Court Judge

THE STATE,

Respondent,

v.

WHYZDOM ANTONIO LEE DOUSE,

Appellant.

Appellate Case No. 2021-000607

**MOTION FOR THIRD EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent in the above-referenced case. Opposing counsel has graciously consented to the request. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief is due today, May 25, 2022 as per this Court's Order dated April 25, 2022 granting Respondent's second extension request. The undersigned attorney for the Respondent has had a number of state and federal matters to attend since April 25, 2022. Specifically,

1. Counsel filed the Initial Brief of Respondent in the case of The State v. Jermaine Silas White, Appellate Case No. 2021-000452 on April 25, 2022.

2. Counsel filed the Federal Habeas Corpus Return in the matter of Demetrius Price, #338142 vs. Warden Brian Kendall, C/A No. 0:21-cv-03866-RMG-PJG on Wednesday, May 4, 2022, a matter pending in this court.

3. Counsel filed the Response in Opposition regarding Motion for Issuance of Subpoena in the matter of Robert Wilson Woods v. Warden of Broad River Correctional Institution on May 12, 2022, C/A 1:22-cv-00184-DCN-SVH, a case pending in this court.

4. Counsel filed the Federal Habeas Corpus Return in the matter of Daniel Lopez v. Warden, Tyger River Correctional Institution, on May 23, 2022, C/A No. 9:22-cv-00250-JMC-MHC, a case pending in this court.

5. Counsel has prepared and participated all day May 24, 2022 in Post-Conviction Relief Hearings in the following cases: Jason G. Donovan v. The State, Michael P. Buckmon v. The State, Christopher A. Byars v. The State, and Stephon T. Robinson v. The State .

Due to counsel's involvement in these and other matters, counsel is unable to timely complete the Initial Brief of Respondent.

WHEREFORE, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter. This request is made in good faith, and not for the purposes of delay.

Respectfully Submitted,

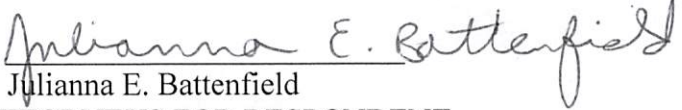
ALAN WILSON
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DONALD J. ZELENKA
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JULIANNA E. BATTENFIELD
Assistant Attorney General
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Post Office Box 11549
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(803) 734-6305

By: 
Julianna E. Battenfield
ATTORNEYS FOR RESPONDENT

May 25, 2022.

I support the finding of good Cause

By: 
Melody Jane Brown
Senior Assistant Deputy Attorney General

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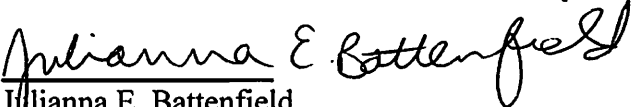
Appellate Case No. 2021-000607

PROOF OF SERVICE

I, Julianna E. Battenfield, counsel for the Respondent, certify that as per the March 20, 2020 Order of the Chief Justice, the Initial Brief of Respondent and Proof of Service have been forwarded to Appellant's counsel, Robert M. Dudek, via email today, May 25, 2022 to RDudek@sccid.sc.gov, and Mr. Dudek's legal assistant, Lindsey Matthews lmatthews@sccid.sc.gov.

I further certify that all parties required by Rule to be served have been served.

This 25th day of May, 2022.


Julianna E. Battenfield
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

Brandy Rankin

From: Brandy Rankin
Sent: Wednesday, May 25, 2022 9:38 AM
To: Dudek, Robert
Cc: 'Matthews, Lindsey'; Julianna Battenfield
Subject: Third Extension to File Initial Brief of Respondent and Designation of Matter - Whyzdom Antonio Lee Douse, Appellate Case No. 2021-000607
Attachments: Third Motion for Extension to file Initial Brief of Respondent and Proof of Service, 5-25-22, Whyzdom Douse (02989897xD2C78).pdf
Follow Up Flag: Worldox

Dear Mr. Dudek,

Please find attached the Respondent's Third Extension request in the above captioned matter. These documents will be filed today, Wednesday, May 25, 2022 with the South Carolina Court of Appeals. We hope this finds you all well.

Sincerely,

Brandy Rankin

Brandy Rankin, Legal Assistant
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