

RECEIVED

May 31 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Colleton County
H. Steven DeBerry IV, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

VINCENTE PINEDA GARCIA,

APPELLANT

APPELLATE CASE NO. 2021-001238

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

Counsel for Vincente Pineda Garcia respectfully requests a thirty (30) day extension until June 30, 2022, in which to serve and 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. This is a third request for an extension. 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.

2. Counsel filed the Initial Brief of Appellant in the case of Michael Anthony Williams v. The State with the Court of Appeals on May 25, 2022. Counsel appeared before the Court of Appeals for Oral Argument in the case of Amy N. Taylor v. The State on May 12, 2022.

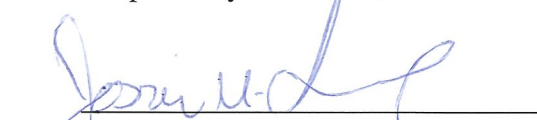
Counsel filed the Johnson Petition for Writ of Certiorari in the case of Jaysen R. Hodge v. The State with the Supreme Court on May 9, 2022. Counsel filed the Anders Brief of Appellant in the case of The State v. Michael Andre Walcott with the Court of Appeals on April 5, 2022. Counsel filed the Final Brief of Appellant and the Final Reply Brief of Appellant in the case of The State v. Gary M. Wirtz with the Court of Appeals on March 28, 2022.

3. 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.

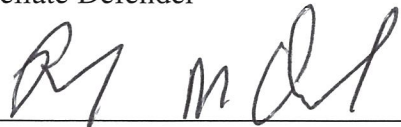
4. On April 29, 2022, opposing counsel, the Office of the Attorney General, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through May 31, 2022.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension until June 30, 2022. 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,



Jessica M. Saxon
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 31st day of May, 2022.

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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 Extension 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 31st day of May, 2022.



Jessica M. Saxon
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Warren, Kaylynn](#)
To: [William Blich](#)
Cc: ["Caroline Collins"; Saxon, Jessica](#)
Subject: 2021-001238 The State v. Vincente Pineda Garcia
Date: Tuesday, May 31, 2022 8:36:00 AM
Attachments: [2021-001238 The State v. Vincente Pineda Garcia Third Motion for Extension and COS.pdf](#)

Good Morning,

Please find attached for service in the above-referenced case the Third Motion for Extension and accompanying Certificate of Service which will be filed today, May 31, 2022, with the Court of Appeals.

Respectfully,
Kaylynn

Kaylynn Warren

Administrative Assistant
South Carolina Commission on Indigent Defense
Division of Appellate Defense
(803) 734-1330