

RECEIVED
Jun 06 2022
SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Florence County
Roger E. Henderson, Circuit Court Judge

IN THE MATTER OF THE CARE AND
TREATMENT OF ANDY EUGENE HYMAN,

APPELLANT.

APPELLATE CASE NO. 2021-000734

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

Counsel for Andy Eugene Hyman respectfully requests a **final fourteen day extension, until June 20, 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. This is a fifth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel four previous extensions. **Counsel understands that a fifth extension is strongly disfavored.**

2. Counsel for Andy Eugene Hyman 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 her caseload, counsel hopes

that no further extension requests will be required. **Counsel regrets having to request this extension and will make every effort to file the brief prior to the fourteen day deadline.**

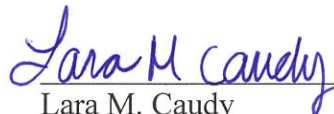
3. Counsel is currently working on the belated post-conviction relief appeal in Herman Hughes v. The State, which is due to be served and filed with the Supreme Court next week. The appendix in Hughes is 4,737 pages. Today, June 6, 2022, counsel will file the return to the petition for writ of certiorari in The State v. Montrelle Lamont Campbell with the Supreme Court. On June 1, 2022, counsel filed the brief of appellant and designation of matter in The State v. James Rickey Morris with the Court of Appeals. On May 20, 2022, counsel filed the brief of appellant and designation of matter in The State v. Christopher Hallbrook with the Court of Appeals. On May 12, 2022, counsel had an oral argument in The State v. Rakeem White before the Court of Appeals. On May 6, 2022, counsel filed the brief of appellant and designation of matter in The State v. Devonte Major with the Court of Appeals. On April 28, 2022, counsel attended a reconstruction hearing in the case of Artrell Hickson v. The State before the circuit court. On April 25, 2022, counsel filed the brief of appellant and designation of matter in The State v. David Hill, Jr. with the Court of Appeals. On April 13, 2022, counsel filed the petition for writ of certiorari to the Court of Appeals in The State v. James Allen Johnson with the Supreme Court.

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

5. Counsel for the Attorney General's office consents to this request by way of reciprocal consent to all extensions between the Attorney General's office and Appellate Defense through June 30, 2022.

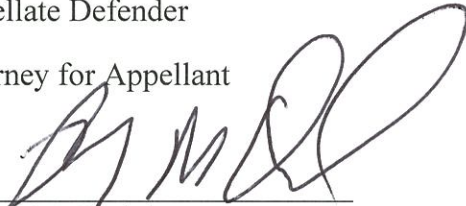
WHEREFORE, the undersigned counsel would respectfully request a **final fourteen day extension until June 20, 2022**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

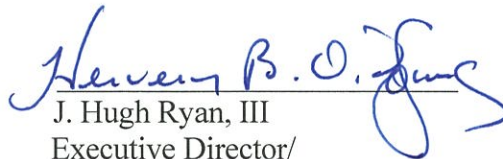


Lara M. Caudy
Appellate Defender

Attorney for Appellant



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 6th day of June, 2022.

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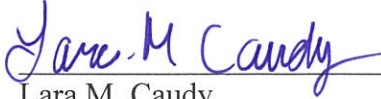
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APPELLATE CASE NO. 2021-000734

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 Deborah R.J. Shupe, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 6th day of June, 2022.



Lara M. Caudy
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Leverett, Scott](#)
To: Dshupe@scag.gov
Cc: [Sally Ellison](#); [Caudy, Lara](#)
Subject: Andy Eugene Hyman - Extension 5 - Appellate Case No. 2021-000734
Date: Monday, June 6, 2022 11:30:00 AM
Attachments: [Andy Eugene Hyman - Extension 5 - Appellate Case No. 2021-000734.pdf](#)

Dear Ms. Shupe,

Attached please find a copy of the fifth extension in the above referenced case that is being filed today, June 6, 2022, with the Court of Appeals.

-Scott Leverett
Admin. Asst. for Lara Caudy
Appellate Defense