

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Lexington County

Honorable Donald B. Hocker, Circuit Court Judge

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MARION WADE FRYE,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2021-001406

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MOTION FOR AN EXTENSION OF TIME  
TO FILE THE PETITION FOR WRIT OF CERTIORARI  
AND APPENDIX

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Counsel for Marion Wade Frye respectfully requests an extension of thirty (30) days until August 5, 2022 in which to serve and file the Petition for Writ of Certiorari and Appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The Petition for Writ of Certiorari and Appendix are due to be served and filed with the Court today.
2. Counsel for Marion Wade Frye respectfully submits that extraordinary

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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.

3. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals in the case of Richard K. Galloway v. The State with the Supreme Court on July 5, 2022. Counsel filed the Johnson Petition in the case of Gary A. White v. The State with the Supreme Court on June 28, 2022. Counsel filed the Brief of Petitioner in the case of Jon Paul Smart v. The State with the Supreme Court on June 16, 2022. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of Terry Gerrard Gridine v. The State on June 10, 2022. Counsel appeared before the Court of Appeals for Oral Argument in the case of Terrance Goss v. The State on June 8, 2022. Counsel appeared before the Court of Appeals for Oral Argument in the case of Wanda Crumpton v. The State on June 7, 2022. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Eric Emanuel English with the Supreme Court of June 3, 2022.

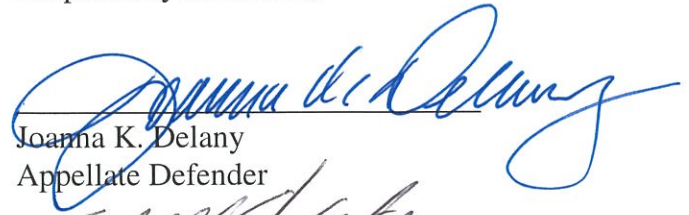
4. Counsel makes this request in good faith and not for purpose of delay.

5. On June 30, 2022, opposing counsel, the Attorney General's Office, 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 July 31, 2022.

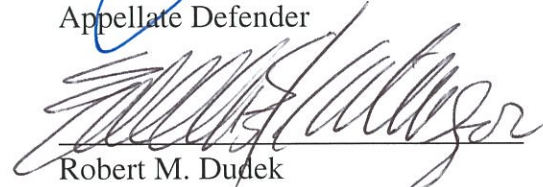
WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension until August 5, 2022, in which to serve and file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the Petition for Writ of Certiorari and Appendix be held in abeyance

pending a ruling on this motion.

Respectfully submitted,



Joanna K. Delany  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

This 6th day of July, 2022.