

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

---

Certiorari to Lexington County

Honorable J. Derham Cole, Circuit Court Judge

---

RECEIVED

Sep 21 2022

S.C. SUPREME COURT

DAVON ARTJUAWN CLARK,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2022-000751

---

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

---

The undersigned counsel respectfully requests a thirty-day extension from September 21, 2022 until October 21, 2022, in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today, September 21, 2022, having been extended by one prior order of this Court.

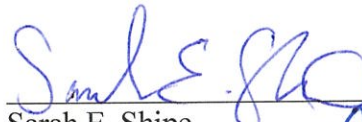
2. From September 19, 2022 through September 21, 2022, counsel is attending the Annual Public Defender Conference in Myrtle Beach. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Edwin Small v. The State with the Supreme Court on September 19, 2022. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Robert Justin Hord v. The State with the Supreme Court on August 26, 2022. Counsel filed the return to petition for writ of certiorari in the case of Anthony McClain v. The State with the Supreme Court on August 12, 2022. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Christopher Johnson v. The State with the Supreme Court on July 27, 2022. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Rickey Tate with the Supreme Court on July 25, 2022. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kevin Casey v. The State with the Supreme Court on July 11, 2022. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of David Glover v. The State with the Supreme Court on July 8, 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. 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 September 30, 2022. That extended, emailed general consent was dated August 31, 2022.

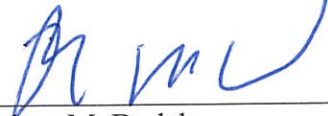
WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from September 21, 2022 until October 21, 2022. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



---

Sarah E. Shipe  
Appellate Defender



---

Robert M. Dudek  
Chief Appellate Defender

This 21<sup>st</sup> day of September, 2022.