

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Richland County

J. Ernest Kinard, Jr., Circuit Court Judge

RECEIVED

JUN 17 2013

S.C. Supreme Court

JIMMY D PORTEE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2012-213469

PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND ACCOMPANYING APPENDIX

The undersigned counsel respectfully requests a **final thirty-day extension, until July 17, 2013** 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.

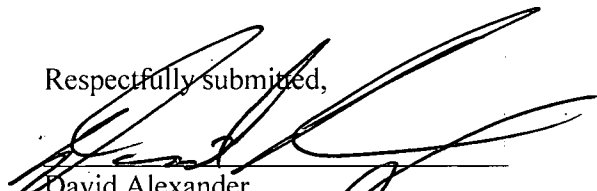
2. Counsel is currently working on a death penalty case in Marion Bowman v. State. Counsel had an oral argument in the case of State v. Michael L. Couch in the Court of Appeals on Thursday, June 13, 2013. Counsel filed the initial brief of appellant and designation of matter in the

case of State v. Edward Dunn in the Court of Appeals on Monday, June 10, 2013. Counsel had an oral argument in the case of State v. Timmy Rogers in the Court of Appeals on Wednesday, June 5, 2013. Counsel had an oral argument in the case of State v. Darren Scott in the Court of Appeals on Wednesday, May 15, 2013. On Wednesday, May 8, 2013, counsel filed the Brief of Respondent and accompanying appendix with the Supreme Court in State v. Robert Watkins. On Monday, May 6, 2013, counsel filed the Brief of Appellant with this Court in Richard Sims v. State. Counsel had an oral argument in the case of State v. James Miller in this Court on Thursday, May 2, 2013. Counsel had an oral argument in the case of State v. Paris Avery in the Supreme Court on Tuesday, April 30, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Terrence A. Baker v. State and James Corbett v. State both in this Court on Monday, April 29, 2013. Counsel filed a **Petition for Writ of Certiorari with the United States Supreme Court** in the case of Danny Brown v. State of South Carolina on Tuesday, April 23, 2013.

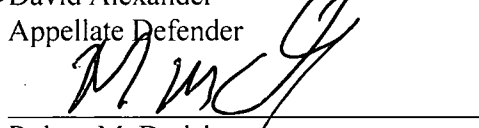
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, until July 17, 2013**. 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,



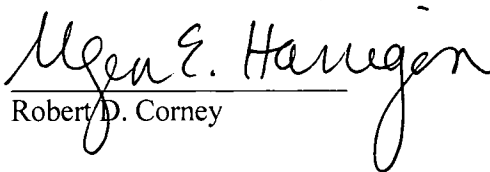
David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

June 17, 2013

I do not oppose:


Robert D. Corney