

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

**RECEIVED**

**Feb 27 2023**

S.C. SUPREME COURT

\_\_\_\_\_  
Certiorari to Williamsburg County

Honorable Diane S. Goodstein, Circuit Court Judge  
\_\_\_\_\_

ROY MOORE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2022-000629  
\_\_\_\_\_

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

Counsel for Roy Moore respectfully requests an extension of thirty (30) days from February 27, 2023 until March 29, 2023 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 Roy Moore 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 his caseload, counsel hopes that no further extension requests will be required.

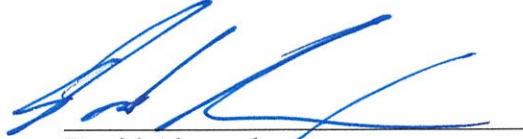
3. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. James Harold Baldwin with the Supreme Court on February 22, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix for Matthew Benninger v. State with the Supreme Court on February 10, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Elijah Deshawn Whack with the Court of Appeals on February 2, 2023. Counsel filed the brief of appellant, designation of matter, and record on appeal in the case of The State v. Frederick Chappell with the Court of Appeals on January 20, 2023. Counsel filed the return to petition for writ of certiorari to the Court of Appeals in the case of In the Matter of the Care and Treatment of Ronald MJ Gregg with the Supreme Court on January 20, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Breante Stevens with the Court of Appeals on January 13, 2023. Counsel filed the petition for rehearing in the case of The State v. James Baldwin with the Court of Appeals on December 22, 2022. Counsel filed the brief of appellant, designation of matter, and record on appeal in the case of The State v. Mikah Green with the Court of Appeals on December 16, 2022.

4. On February 1, 2023, 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 February 28, 2023.

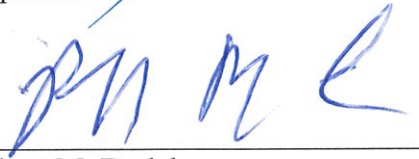
WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from February 27, 2023 until March 29, 2023, in which to serve and file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel

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,

A handwritten signature in blue ink, appearing to read 'DAVID ALEXANDER', written over a horizontal line.

David Alexander  
Appellate Defender

A handwritten signature in blue ink, appearing to read 'R M DUDEK', written over a horizontal line.

Robert M. Dudek  
Chief Appellate Defender

This 27<sup>th</sup> day of February, 2023.