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S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Abbeville County

Honorable Letitia H. Verdin, Circuit Court Judge

RICKEY SANTIONE HENLEY,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2022-001690

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

Counsel for Rickey Santione Henley respectfully requests an extension of thirty (30) days from March 8, 2023 until April 7, 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 Rickey Santione Henley 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.

3. Counsel appeared for a remand hearing before the Honorable Eugene C. Griffith, Jr. in Greenwood County in the case of The State v. Terrence O. Frazier on March 3, 2023. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Mark Anthony Bayne v. The State with this Court on February 21, 2023. Counsel appeared for Oral Argument before this Court in the case of The State v. Randy Wright on February 8, 2023. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Eryk J. Smith with the Court of Appeals on January 30, 2023. Counsel filed the Brief of Petitioner in the case of Richard Kenneth Galloway v. The State with this Court on January 25, 2023. Counsel filed the Brief of Petitioner in the case of The State v. Eric Emanuel English with the Supreme Court on December 21, 2022.

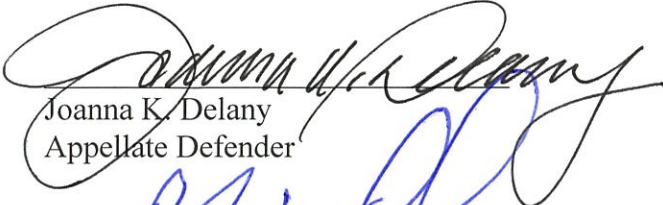
4. Counsel makes this request in good faith and not for purpose of delay.

5. On February 28, 2023, opposing counsel, the Office of the Attorney General, 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 March 31, 2023.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from March 8, 2023 until April 7, 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,



Joanna K. Delany
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 8th day of March, 2023.