

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Anderson County

William P. Keesley, Circuit Court Judge

RECEIVED

Apr 14 2023

S.C. SUPREME COURT

KYNDRA L. HOWELL,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2022-001229

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

Counsel for Kyndra Howell respectfully requests a **final thirty (30) day extension, until May 15, 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 third 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. The Court has granted counsel two previous extensions.
2. Counsel for Kyndra Howell 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,

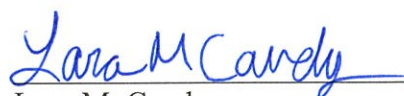
counsel hopes that no further extension requests will be required.

3. On April 14, 2023, counsel, along with co-counsel, filed the petition for rehearing in The State v. Timothy Ray Jones, Jr. with the Supreme Court. On April 4, 2023, counsel filed the petition for rehearing in Matthew Dwyer v. State with the Court of Appeals. On March 29, 2023, counsel filed the petition for writ of certiorari, the petition for writ of certiorari pursuant to Austin v. State, and the accompanying appendix in Marcus Daniel Allison v. The State with the Supreme Court. On March 16, 2023, counsel filed the initial brief of appellant and designation of matter in The State v. Bowen Gray Turner with the Court of Appeals. On March 10, 2023, counsel filed the brief of appellant and designation of matter in The State v. Joshua Manning with the Court of Appeals. Counsel makes this request in good faith and not for purpose of delay.

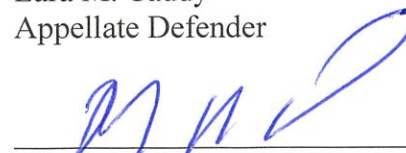
4. On April 4, 2023, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through April 30, 2023.

WHEREFORE, undersigned counsel respectfully requests a **final thirty day extension until May 15, 2023** in which to file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Lara M. Caudy
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 14th day of April, 2023.