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May 19 2023

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Richland County

George M. McFaddin, Circuit Court Judge

FLOYD G. OWEN,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2022-001542

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

Counsel for Floyd Owen respectfully requests a **final thirty (30) day extension, until June 19, 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 Floyd Owen 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 had an oral argument in the case of The State v. Carmie Josette Nelson in the Supreme Court on May 17, 2023. Counsel filed the Johnson Petition for Writ of Certiorari and accompanying Appendix in the case of Michael T. Quarles v. The State with the Supreme Court on May 11, 2023. Counsel filed the Johnson Petition for Writ of Certiorari and accompanying Appendix in the case of Justin Paris v. The State with the Supreme Court on May 8, 2023. Counsel filed the Initial Brief of Appellant in the case of The State v. Travis Lamont Gathers with the Court of Appeals on May 3, 2023. Counsel filed the Johnson Petition for Writ of Certiorari and accompanying Appendix in the case of Johnny Ray Wilkins v. The State with the Supreme Court on April 13, 2023. Counsel had an oral argument in the case of State v. Samuel Lamar Burnside in the Court of Appeals on April 6, 2023.

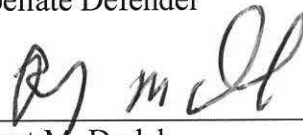
4. On April 4, 2023, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through April 30, 2023.

WHEREFORE, undersigned counsel respectfully requests a **final thirty day extension until June 19, 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,



Sarah E. Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 19th day of May, 2023.