

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

JUN 28 2013

Appeal from Charleston County

SC Court of Appeals

J.C. Buddy Nicholson, Jr., Circuit Court Judge

THE STATE,

RESPONDENT,

v.

DARRYL L. DRAYTON,

APPELLANT

Appellate Case No. 2012-213295

**PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.
2. Counsel intends to file the petition for writ of certiorari and accompanying appendix in the case of Santiago Rios v. State with the Supreme Court today, June 28, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Eric Brown v. State with the Supreme Court on June 24, 2013. Counsel filed the

initial brief of appellant and designation of matter in the case of State v. Curtis Eugene Land with this Court on or before June 20, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Jerod Swinton in this Court on June 18, 2013. Counsel had an oral argument in the case of State v. Anthony Lounds with this Court on June 12, 2013. Counsel had an oral argument in the case of State v. Willie Poole with this Court on June 11, 2013. Counsel had an oral argument in the case of State v. Bobby Gilbert in this Court on June 11, 2013. Counsel had an oral argument in the case of State v. Leslie Twyman with this Court on June 6, 2013. Counsel had an oral argument in the case of State v. Tyrone Beaty in this Court on June 4, 2013. Counsel had an oral argument in the case of State v. James Moore in this Court on June 5, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Luther Tollie Norris in this Court on May 28, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Matthew W. Gilliard v. State in the Supreme Court on May 22, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Douglas Bret Bishop in this Court on May 21, 2013. Counsel filed the petition for writ of certiorari in the case of State v. Trevee J. Gethers (Cert in the COA) in the Supreme Court on May 15, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Travario Dormell Brunson in the Supreme Court on May 14, 2013. Counsel had an oral argument in the case of State v. Marshall McGaha in this Court on May 8, 2013. Counsel had an oral argument in the case of State v. Sasha Gaskins in this Court on May 7, 2013. Counsel had an oral argument in the case of State v. Reginald Nance in this Court on May 6, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of

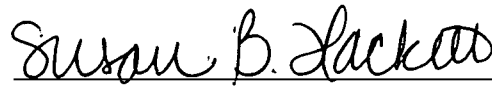
State v. Kevin R. in this Court on May 6, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Malik Matthews in this Court on April 29, 2013.

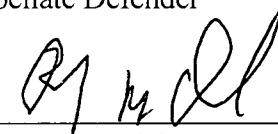
3. This request is made in good faith, and not for purposes of delay.

4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in this case. Counsel requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

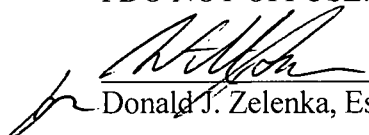
Respectfully submitted,


Susan B. Hackett
Appellate Defender


Robert M. Dudek
Chief Appellate Defender

June 28, 2013

I DO NOT OPPOSE:


Donald J. Zelenka, Esquire