

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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ORIGINAL

Appeal from Horry County

Benjamin H. Culbertson, Circuit Court Judge

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RECEIVED

JUL 08 2013

THE STATE,

RESPONDENT, **SC Court of Appeals**

v.

VERNTIRELL DUKES,

APPELLANT

APPELLATE CASE NO. 2012-213138

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MOTION FOR AN EXTENSION OF TIME  
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT  
AND DESIGNATION OF MATTER

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Counsel for Verntirell Dukes respectfully requests an extension of thirty (30) days in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel three previous extensions.
2. Counsel for Verntirell Dukes 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 filed the initial brief of appellant and designation of matter in the case of The State v. Roderick Pope, with this Court on July 2, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Christopher Dean Johnson v. State of South Carolina with the Supreme Court on July 2, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Christopher Dale Shirley v. State of South Carolina with the Supreme Court on July 2, 2013. Counsel filed the petition for rehearing in the case of The State v. Daniel Rogers with this Court on June 27, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Michael Dover v. The State with the Supreme Court on June 27, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Jimmy Lee Sessions with the Supreme Court on June 19, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Demetrius Goodwin with the Supreme Court on June 19, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Bobby J. Barton with the Supreme Court on June 19, 2013. Counsel had an oral argument in the case of The State v. Christopher Taft, in this Court on June 13, 2013. Counsel had an oral argument in the case of The State v. John Peter Barnes, in this Court on June 13, 2013. Counsel had an oral argument in the case of The State v. Kenneth S. Bolden, in this Court on June 12, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Douglas M. Thompson, with this Court on June 12, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Ontaney V. Jackson with this Court on May 31, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Kareem J. Leaphart v. State of South Carolina with the Supreme Court on May 30, 2013. Counsel filed the brief of respondent in the case of The State v. Phillips Wesley Sawyer with the Supreme Court on May 30, 2013. Counsel filed a petition for writ of certiorari to the Court of Appeals in the case of The State v. Ralph Bernard Coleman with

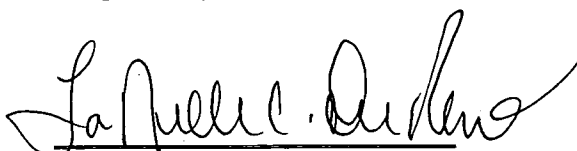
the Supreme Court on May 23, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Titus Bantan v. State of South Carolina with the Supreme Court on May 23, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Devin Gantt v. State of South Carolina with the Supreme Court on May 22, 2013. Counsel filed a return to petition for writ of certiorari to the Court of Appeals in the case of The State v. Christopher Broadnax with the Supreme Court on May 21, 2013. Counsel filed the Petition for Rehearing in the case of The State v. Anthony Martin with this Court on May 16, 2013. Counsel had an oral argument in the case of The State v. Anthony Tilmon with this Court on May 15, 2013.

4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

5. Counsel for the Attorney General's office consents to this request shown by signature below.


WHEREFORE, the undersigned counsel would respectfully request an additional thirty (30) day extension in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

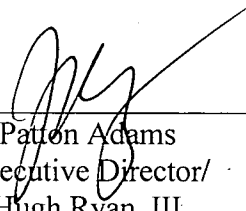


LaNelle C. Durant  
Appellate Defender

Attorney for Appellant

  
Robert M. Dudek

Chief Appellate Defender



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T. Patton Adams  
Executive Director/  
J. Hugh Ryan, III  
General Counsel

This 8th day of July, 2013.

I consent:



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Salley W. Elliott, Esquire