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Jul 31 2023

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Dorchester County
Honorable Heath P. Taylor, Circuit Court Judge

VERNON COOLEY,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2023-000362

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

Counsel for Vernon Cooley respectfully requests an extension of thirty (30) days in which to file the petition for writ of certiorari and accompanying 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 accompanying appendix are due to be served and filed with the Court today.

2. Counsel for Vernon Cooley 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 second petition for rehearing in the case of The State v. Kayla Cook with the Court of Appeals on July 13, 2023. Counsel filed the second petition for rehearing in the case of The State v. Terrell Denard Knightner with the Court of Appeals on July 10, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Satwaun Wallace Henryhand with the Court of Appeals on July 10, 2023. Counsel filed the Anders brief of appellant, record on appeal, and designation of matter in the case of The State v. Darrell Land with the Court of Appeals on July 7, 2023. Counsel filed the reply to return to petition for writ of certiorari to the Court of Appeals in the case of Adonis Williams v. The State with the Supreme Court on June 3, 2023. Counsel filed the return to petition for writ of certiorari in the case of Charles Green, Jr. v. The State with the Supreme Court on June 23, 2023. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State v. Seth Hassan Smith with the Supreme Court on June 19, 2023. Counsel filed the petition for rehearing in the case of The State v. Terrell Knightner with the Court of Appeals on May 11, 2023.

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


5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty-day general consent granted by email from Deputy Attorney General Donald J. Zelenka dated June 30, 2023 for all Appellate Defense extensions through July 31, 2023.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and accompanying appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 31st day of July, 2023.