

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Spartanburg County

J. Mark Hayes, II, Circuit Court Judge

RECEIVED

JUL 10 2013

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

DARIUS RANSOM-WILLIAMS,

APPELLANT

APPELLATE CASE NO. 2012-212566

MOTION TO FILE THE PETITION FOR EXTENSION
OF TIME TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER OUT OF TIME

Counsel for Darius Ransom-Williams petitions the Court to allow late filing of the petition for 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 extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case were due to be served and filed on July 1, 2013.
2. *Due to an administrative assistant oversight, the email extension of the initial brief of appellant and designation of matter was not sent.*
3. On Friday, July 5, 2013, Counsel filed the petition for writ of certiorari and

accompanying appendix in the case of Wendell G. Delarge v. State. On Wednesday July 3, 2013, counsel filed the petition for rehearing in State v. James Bowers. On Friday June, 28, 2013, counsel filed the brief of petitioner in the State v. Joseph Walker. On Thursday, June 27, 2013, counsel filed Johnson petition for writ of certiorari and accompanying appendix in the case of David Heath v. State. On Wednesday, June 5, 2013, counsel had an oral argument in the case of State v. Alirio Ortiz. On Tuesday, June 4, 2013, counsel had an oral argument in the case of State v. Michael Watson. Additionally, On Tuesday, June 4, 2013, counsel had an oral argument in the case of State v. Jerome Watson. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Michael Wilson Pearson on Tuesday, May 28, 2013. Counsel filed the brief of petitioner in the case of State v. Eric Dantzler on Monday, May 13, 2013. On Wednesday, May 8, 2013, counsel had an oral argument in the case of State v. Antwan McMillan. On Monday, May 6, 2013, counsel had an oral argument in the case of State v. Travell Hill. On Wednesday, May 1, 2013, counsel filed the Anders brief of appellant and record on appeal in the case of State v. Jacqueline Yvette Sullivan, and the petition for writ of certiorari and accompanying appendix in the case of Johnny Frazier v. State the petition for writ of certiorari and accompanying appendix in the case of Robert L Foster v. State.

4. This request is made in good faith, and not for purposes 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. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel respectfully requests that the Court grant counsel's request to relax Rule 263(b), SCACR, and allow leave in which to file the petition for a

thirty day extension, out of time. Counsel respectfully 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.

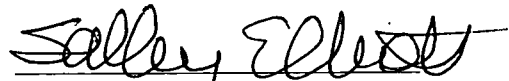
Respectfully submitted,



Kathrine H. Hudgins
Kathrine H. Hudgins
Appellate Defender

July 10, 2013

I DO NOT OPPOSE:


Salley W. Elliott

Salley W. Elliott