ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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JUL 12 2013
SC Court of Appeals

Appeal from Cherokee County

J. Derham Cole, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JOHN BONNER,

APPELLANT

Appellate Case No. 2013-000281

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 filed the petition for rehearing in the case of State v. Bobby Alexander Gilbert in this Court on July 11, 2013. Counsel filed the petition for writ of certiorari, the Johnson petition for writ of certiorari pursuant to Austin v. State and accompanying appendix in the case of Michael Miller v. State with the Supreme Court on

July 11, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Anthony Sanders v. The State of South Carolina with the Supreme Court on July 5, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Santiago Rios v. State with the Supreme Court on 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.

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

4. As indicated by her 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

Susan B. Hackett
Appellate Defender

Robert M. Dudek
Chief Appellate Defender

July 12, 2013

I DO NOT OPPOSE:

FOR Salley W. Elliott, Esquire