

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Pickens County

G. Edward Welmaker, Circuit Court Judge

RECEIVED
JUN 01 2012

SC Court of Appeals

THE STATE,

RESPONDENT,

v.

RICHARD BURTON BEEKMAN,

APPELLANT

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

Counsel for Richard Burton Beekman respectfully requests an extension of a **final thirty (30) days until July 2, 2012** in which to file the initial brief of appellant and designation of matter in this case. **Counsel will file the brief with this Court if at all possible earlier than the thirty (30) day extension requested.** This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a seventh request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter is due to be served and filed with the Court today, June 1, 2012. Counsel had requested a prior extension he intended to be the last; however, due to the current caseload, and additional work on the remand request in State v. Richard Gagnon and preparation for oral argument as substitute counsel in State v. Kasseem Stephens and State v. Tremaine Wray; counsel was unable to complete this petition.

2. Counsel for Mr. Beekman 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 his caseload, counsel hopes that no further extension requests will be required.


3. Counsel is filing State v. Ashley Moore in this Court today. On May 29, 2012, counsel filed the petition for writ of certiorari and appendix in State v. Freddie Jones in the Supreme Court. On May 23, 2012 counsel had an oral argument in the case of State v. Lucius Simuel in the Supreme Court. On May 21, 2012 counsel filed the initial brief of appellant and designation of matter in James Byers v. State in this Court. On May 16, 2012 counsel filed the petition for writ of certiorari and appendix in Johnny Paden v. State in the Supreme Court. On May 14, 2012 counsel filed the initial brief of appellant and designation of matter in James Byers v. State in this court. On May 8, 2012 counsel filed the initial reply brief in State v. Joseph Paugh in this Court. On May 4, 2012 counsel filed the petition for writ of certiorari and appendix in Steven J. Freeman v. State in the Supreme Court. On May 2, 2012 counsel filed the petition for writ of certiorari and appendix in John Randolph v. State in the Supreme Court. On April 30, 2012 counsel filed the petition for writ of certiorari and appendix in Kevin Allison v. State in the Supreme Court. On April 26, 2012 counsel filed the petition for writ of certiorari and appendix in Raymond Murray v. State in the Supreme Court. On April 25, 2012 counsel filed the Reply to Respondent's Return to Appellant's Motion to Hold Appeal in Abeyance in State v. Richard Gagnon in this Court. On April 18, 2012 counsel filed the petitions for writ of certiorari and appendices in Antwan Wade v. State and Stacy Evans v. State in the Supreme Court. On April 6, 2012 counsel filed the petition for writ of certiorari and appendix in Ricky Dale Gilstrap v. State in the Supreme Court.

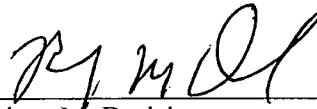
4. Counsel makes this request in good faith and not for purpose of delay.

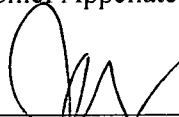
5. As indicated by signature below, Salley W. Elliott, of the South Carolina Attorney General's Office, does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request **a final thirty business day until July 1, 2012** extension, in which to file the initial brief of appellant and designation of matter 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,


Dayne C. Phillips
Appellate Defender


Robert M. Dudek
Chief Appellate Defender


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

June 1, 2012

I do not oppose:
H. 12 m. C. S. J. -
FOR

Salley W. Elliott