

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Cherokee County  
Honorable Brian M. Gibbons, Circuit Court Judge

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RECEIVED

Sep 28 2023

S.C. SUPREME COURT

CARL STONE,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2023-000474

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MOTION FOR AN EXTENSION TO SERVE AND FILE  
THE PETITION FOR WRIT OF CERTIORARI  
AND APPENDIX

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Counsel for Carl Stone respectfully requests a **final thirty (30) day extension, until October 30, 2023**, in which to serve and file the petition for writ of certiorari and 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 third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.

2. Counsel for Carl Stone 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.

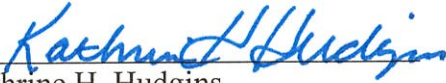
3. Counsel filed the brief of petitioner in the case of Jason Larson v. The State with the Court of Appeals on September 20, 2023. Counsel filed the brief of petitioner in the case of Dennis Cumbee, Jr. v. The State with the Court of Appeals on September 14, 2023. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State v. Terrell Denard Knightner with the Supreme Court on September 12, 2023. Counsel filed the Anders brief of appellant, designation of matter, and record on appeal in the case of The State v. Tamar Nance with the Court of Appeals on September 7, 2023. Counsel filed the petition for rehearing in the case of Mitchell Logan Hinson v. The State with the Court of Appeals on August 31, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Osman Shabazz with the Court of Appeals on August 4, 2023. Counsel filed the petition for rehearing in the case of The State v. Terriel Leshawn Mack with the Court of Appeals on July 27, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Michael Kennedy with the Court of Appeals on July 26, 2023. 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.

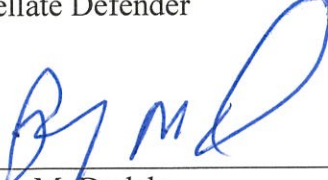
4. Counsel makes this request in good faith and not for purpose of delay.

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 September 1, 2023 for all Appellate Defense extensions through September 30, 2023.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until October 30, 2023**, in which to serve and file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition for writ of certiorari and appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,

  
Kathrine H. Hudgins  
Appellate Defender

  
Robert M. Dudek  
Chief Appellate Defender

This 28<sup>th</sup> day of September, 2023.