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Oct 11 2023

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Richland County

Honorable Courtney Clyburn-Pope, Circuit Court Judge

WILLIAM OLIVER AGUILAR PINEDA,

RESPONDENT

V.

STATE OF SOUTH CAROLINA,

PETITIONER

APPELLATE CASE NO. 2023-000035

MOTION FOR AN EXTENSION OF TIME
TO FILE THE RETURN TO PETITION
FOR WRIT OF CERTIORARI

Counsel for William Oliver Aguilar Pineda respectfully requests an extension of thirty (30) days from October 11, 2023 until November 10, 2023 in which to serve and file the Return to Petition for Writ of Certiorari 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 Return to Petition for Writ of Certiorari is due to be served and filed with the Court today.
2. Counsel for William Oliver Aguilar Pineda 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.

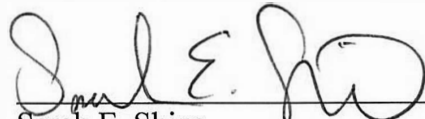
3. From October 9, 2023 through October 11, 2023, counsel is attending the Annual Public Defender Conference. Counsel filed the Petition for Writ of Certiorari, Brief of Appellant Pursuant to White v. State, and the Appendix in the case of Brian Foster v. State with the Supreme Court on October 3, 2023. Counsel filed the Brief of Petitioner in the case of Raphael L. Pontoo v. The State with the Court of Appeals on September 18, 2023. Counsel filed the Return to the Petition for Rehearing in the case of The State v. Carmie Josette Nelson with the Supreme Court on September 8, 2023. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Narkevious M. Reid with the Court of Appeals on September 6, 2023. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Christopher Campbell v. The State with the Supreme Court on August 25, 2023. Counsel filed the Anders Brief of Appellant, Designation of Matter, and Record on Appeal in the case The State v. Hakeem Sexton with the Court of Appeals on August 18, 2023.

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

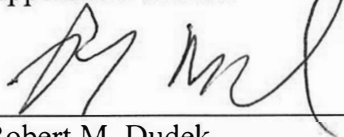
5. On October 3, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through October 31.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from October 11, 2023 until November 10, 2023 in which to serve and file the Return to Petition for Writ of Certiorari in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the Return to Petition for Writ of Certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Sarah E. Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 11th day of October, 2023.

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Richland County

Honorable Courtney Clyburn-Pope, Circuit Court Judge

WILLIAM OLIVER AGUILAR PINEDA,

RESPONDENT

V.

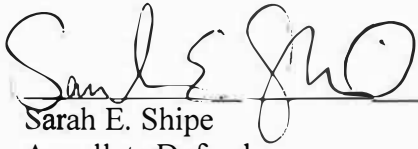
STATE OF SOUTH CAROLINA,

PETITIONER

APPELLATE CASE NO. 2023-000035

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion for Extension in the above-referenced case has been served upon Danielle E Dixon, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 11th day of October, 2023.


Sarah E. Shipe
Appellate Defender

ATTORNEY FOR APPELLANT