

STATE OF SOUTH CAROLINA

 ORIGINAL

IN THE SUPREME COURT

Certiorari to Berkeley County

Kristi Lea Harrington, Circuit Court Judge

RECEIVED

JUL 17 2013

S.C. Supreme Court

DUSTIN WILLIAMS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2012-213626

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

Counsel respectfully requests a thirty day extension in which to file the 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 petition for writ of certiorari and appendix is due to be served and filed with the Court today, July 17, 2013.
2. Counsel 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.

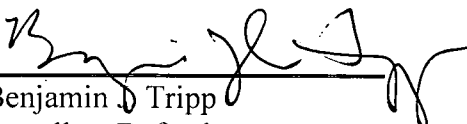
3. This case was assigned to Breen Stevens, whose last day with the Appellate Division was Friday, May 24, 2013. Undersigned counsel assumed Mr. Stevens' caseload effective May 28, 2013, and has been reassigned to handle the present case. Tomorrow, July 18, 2013, counsel will file a brief of petitioner and designation of matter in State v. Michael C. Andes with the Court of Appeals. On July 12, 2013, counsel filed an Anders brief of appellant and record on appeal in State v. Billy Roy Boyd with the Court of Appeals. On July 8, 2013, counsel filed a petition for writ of certiorari and accompanying appendix in Carl B. Craine v. State with this Court. On June 28, 2013, counsel filed a petition for writ of certiorari and accompanying appendix in Joy Mack v. State with this Court; and counsel filed an Anders brief of appellant and record on appeal in State v. Jamaal Riley with the Court of Appeals. On June 26, 2013, counsel filed a Johnson petition for writ of certiorari and accompanying appendix on State v. Brandon Lav'ar Johnson with this Court. On June 3, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in Howard Thompson, III v. State with this Court. On May 31, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in Charles Gamble v. State with this Court.

4. Counsel makes this request in good faith and not for purpose 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. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension in which to file the petition for writ of certiorari in this case based upon the above exigent circumstances.

Respectfully submitted,



Benjamin D. Tripp
Appellate Defender

Attorney for Petitioner

July 17, 2013

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Berkeley County
Kristi Lea Harrington, Circuit Court Judge

DUSTIN WILLIAMS,

PETITIONER,

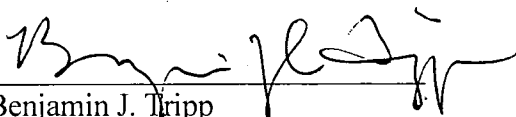
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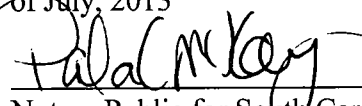
CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon John Walt Whitmire, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 17th day of July, 2013.


Benjamin J. Tripp
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 17th day
of July, 2013

 (L.S.)
Notary Public for South Carolina
My Commission Expires: July 24, 2022.