

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Appeal from Beaufort County  
Carmen T. Mullen, Circuit Court Judge

RECEIVED  
JUL 19 2013  
SC Court of Appeals

THE STATE,

RESPONDENT,

v.

MYKEL JOHNSON,

APPELLANT

APPELLATE CASE NO. 2012-212478

PETITION FOR EXTENSION TO FILE  
INITIAL BRIEF OF APPELLANT  
AND DESIGNATION OF MATTER

The undersigned counsel respectfully requests a **final thirty day extension, until August 19, 2013**, 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 extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. On Wednesday, July 17, 2013 counsel filed the brief of appellant in the case of State v. Lorenzo Jermaine Inman. On Friday, July 12, 2013 counsel filed the initial brief of appellant and designation of matter in the case of State v. Dominique J. Shumate. On Thursday, July 11, 2013, counsel filed the petition for rehearing in State v. Henry Dukes. On Friday, July 5, 2013, Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Wendell G.


Delarge v. State. On Wednesday July 3, 2013, counsel filed the petition for rehearing in State v. James Bowers. On Friday June, 28, 2013, counsel filed the brief of petitioner in the State v. Joseph Walker. On Thursday, June 27, 2013, counsel filed Johnson petition for writ of certiorari and accompanying appendix in the case of David Heath v. State. On Wednesday, June 5, 2013, counsel had an oral argument in the case of State v. Alirio Ortiz. On Tuesday, June 4, 2013, counsel had an oral argument in the case of State v. Michael Watson. Additionally, On Tuesday, June 4, 2013, counsel had an oral argument in the case of State v. Jerome Watson. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Michael Wilson Pearson on Tuesday, May 28, 2013. Counsel filed the brief of petitioner in the case of State v. Eric Dantzler on Monday, May 13, 2013. On Wednesday, May 8, 2013, counsel had an oral argument in the case of State v. Antwan McMillan. On Monday, May 6, 2013, counsel had an oral argument in the case of State v. Travell Hill.

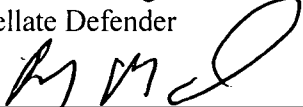
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

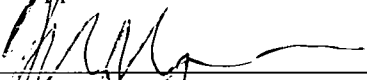
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until August 19, 2013**. Counsel respectfully 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,

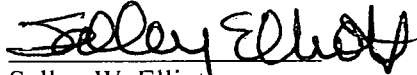
  
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Kathrine H. Hudgins  
Appellate Defender

  
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Robert M. Dudek  
Chief Appellate Defender

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

July 19, 2013

I DO NOT OPPOSE:

  
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Salley W. Elliott