

ORIGINAL
4th

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Spartanburg County
J. Mark Hayes, II, Circuit Court Judge

RECEIVED
JUL 25 2013

THE STATE,

SC Court of Appeals

RESPONDENT,

V.

RICKEY HEWINS MACK,

APPELLANT

APPELLATE CASE NO. 2012-213390

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 26, 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 24, 2013, counsel filed the Anders brief of appellant and record on appeal in the case of State v. Butler Gatson. On Friday, July 19, 2013 counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Michael Williams v. State. On Wednesday, July 17, 2013 counsel filed the brief of appellant in the case of State v. Lorenzo

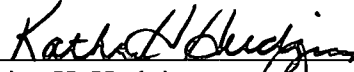
Jermaine Inman. On Friday, July 12, 2013 counsel filed the initial brief of appellant and designation of matter in the case of State v. Dominique J. Shumate. On Thursday, July 11, 2013, counsel filed the petition for rehearing in State v. Henry Dukes. On Friday, July 5, 2013, Counsel filed the petition 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.

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.

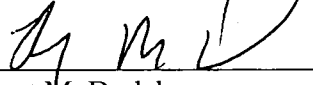
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request **a final thirty day extension until August 26, 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.

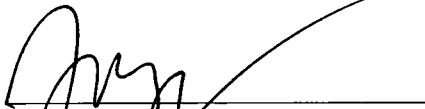
Respectfully submitted,



Kathrine H. Hudgins
Appellate Defender



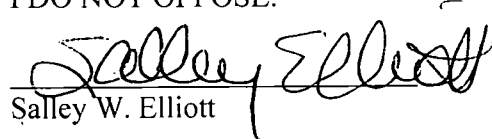
Robert M. Dudek
Chief Appellate Defender



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

July 25, 2013

I DO NOT OPPOSE:


Salley W. Elliott