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Dec 18 2023

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Spartanburg County

Honorable Frank R. Addy, Circuit Court Judge

JODY THOMPSON,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2023-001217

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

Counsel for Jody Ray Thompson respectfully requests an extension of thirty (30) days from December 18, 2023 until January 17, 2024 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 second 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 Jody Ray Thompson 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. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Nyasia Marie Grant with the Court of Appeals on December 15, 2023. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Robert L. O'Shields v. The State with this Court on December 7, 2023. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Martin Floyd v. The State with this Court on November 9, 2023. Counsel appeared for oral argument in the case of Carnie Norris v. The State before the Court of Appeals on November 7, 2023. Counsel filed the Initial Reply Brief of Appellant in the case of The State v. Nevelle Eberhart with the Court of Appeals on October 30, 2023. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Marc Palmer v. The State with this Court on October 20, 2023. Counsel filed the Petition for Writ of Certiorari the Appendix in the case of Damyon M. Cotton v. The State with this Court on October 18, 2023.


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

5. On December 4, 2023, 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 December 31, 2023.

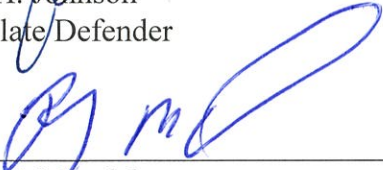
WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from December 18, 2023 until January 17, 2024, in which to serve and file the Petition

for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Gary H. Johnson
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 18th day of December, 2023.