

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Richland County

G. Thomas Cooper, Jr., Circuit Court Judge

RECEIVED

JUL 29 2013

S.C. Supreme Court

GEORGE PORTERFIELD
a/k/a LARRY BROWN,

PETITIONER,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-000245

PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND ACCOMPANYING APPENDIX

The undersigned counsel respectfully requests a thirty day extension in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. Counsel is working on and plans to file the brief of petitioner in the **death penalty** case of John Edward Weik v. State in this Court tomorrow, July 30, 2013. Counsel filed the return to the motion for outside counsel in the case of Alti Monte Haskell v. State in this

Court on July 25, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Antonio Thomas in the Court of Appeals on July 24, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Robert Wayne Mitchell in the Court of Appeals on July 19, 2013. Counsel filed the initial brief of appellant and designation of matter in the murder case of State v. Edward W. Stackhouse, as well as the petition for rehearing in the case of State v. Manuel Antonio Marin, with Co-Counsel David Alexander, both in the Court of Appeals on July 18, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Richey Lamont Boyd in the Court of Appeals on July 12, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the **death penalty** case of State v. Stephen Stanko in the United States Supreme Court on July 2, 2013. In addition, Counsel is working on the petition for writ of certiorari and accompanying appendix in the **death penalty** case of Brad Keith Sigmon v. State in the United States Supreme Court. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Derell Green in the Court of Appeals on June 28, 2013. Counsel filed the brief of petitioner in the case of State v. Beulah Butler in this Court on June 24, 2013. Counsel had an oral argument in the case of State v. Anthony Wade in this Court on June 19, 2013. Additionally, Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Christopher M. Stephens (from the COA) in this Court on June 19, 2013. Counsel filed a motion to appoint outside counsel in the case of Domonique Brown v. State in this Court on June 13, 2013. Counsel had an oral argument in the case of In the Interest of Brandon M., a Minor in the Court of Appeals on June 11, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Osles Cunningham in the Court of Appeals on June 10, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Antonio Miller, as well as the petition for rehearing in the case of State v.

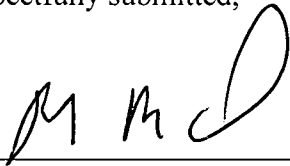
Kendrick Taylor, both in the Court of Appeals on June 6, 2013. Counsel had an oral argument in the case of State v. Charles Pennell in the Court of Appeals on June 5, 2013. In addition, Counsel filed the return to the motion for outside counsel in the **death penalty** case of Freddie Owens v. State, and the notice of supplemental authority in the **death penalty** case of James Roberson v. State, both in this Court on June 5, 2013. Counsel had oral arguments in the cases of State v. Dondre Scott and State v. Rashaun Sobers in the Court of Appeals on June 4, 2013. In May, 2013, Counsel filed the reply to the return to the petition for writ of certiorari in the **death penalty** case of Marion Alexander Lindsey v. State, with Co-Counsel David Alexander; the return to the petition for writ of certiorari in the case of Craig Brannon v. State; and the petition for writ of certiorari and accompanying appendix in the case of State v. Jason Ray Franks. Additionally in May, 2013, Counsel filed the initial briefs of appellant and designations of matter in the cases of State v. Jefferson Perry, State v. Robert Renzo and State v. Bobby McCann, and the initial reply brief of appellant in the case of State v. Jamaal Hinson, with Co-Counsel Reid Sherard of Nelson Mullins Riley & Scarborough, LLP. Counsel filed the petitions for rehearing in the cases of State v. Jeffrey A. Michaelson, In the Interest of David L., a Minor Under the Age of Seventeen, with Co-Counsel E. Charles Grose, Jr., and State v. Andre Tayson Boone in May, 2013. Counsel also had oral arguments in the cases of State v. William Brockmeyer, where he is Counsel with Miles Coleman and Matt Bogan of Nelson Mullins Riley & Scarborough, LLP, State v. Robert C. Johnson and State v. Andre Richardson in May, 2013.

Counsel also has extensive administrative duties as the Chief Appellate Defender.

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.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R M D', written over a horizontal line.

Robert M. Dudek
Chief Appellate Defender

July 29, 2013

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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GEORGE PORTERFIELD
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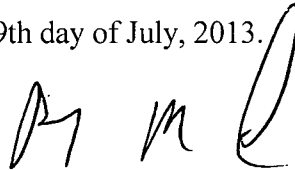
STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-000245

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Megan Harrigan, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 29th day of July, 2013.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 29th day of July, 2013.



Notary Public for South Carolina (L.S.)

My Commission Expires: October 2, 2013