

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Colleton County

Kristi F. Curtis, Circuit Court Judge

RECEIVED

Jan 16 2024

S.C. SUPREME COURT

NATHANIEL HAMPLETON,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2023-001159

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

Counsel for Petitioner respectfully requests an extension of thirty (30) days 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 Petitioner 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 will file the initial brief of appellant and designation of matter in the case of State v. Devante Lamont White with the Court of Appeals today, January 16, 2024. Counsel will file the Anders brief of appellant and record on appeal in the case of State v. Christopher Shumpert with the Court of Appeals today, January 16, 2024. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Tronahz J.S. Whittington with the Court of Appeals on December 15, 2023. Counsel filed the initial brief of appellant in the case of State v. Jeremy Savoy Cornish with the Court of Appeals on November 28, 2023. Counsel presented at the Public Defenders 101: Fundamentals of the Profession Workshop from November 20-21, 2023, in Columbia, SC. Counsel argued on behalf of PCR applicant during a reconstruction hearing in the case of Jacoby Fields v. State before Judge Jefferson on November 9, 2023. Counsel filed the Anders brief of appellant in the case of State v. Kenneth Mar Keith Chisolm with the Court of Appeals on October 30, 2023. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Alexander Rasheen Matthews v. State with the Supreme Court on October 20, 2023. From October 9, 2023 through October 11, 2023, counsel attended the Annual Public Defender Conference in Myrtle Beach.

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


5. On January 3, 2024, 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 January 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension, 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,



Breen R. Stevens
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 16th day of January, 2024.