

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Greenwood County

D. Garrison Hill, Circuit Court Judge

RECEIVED

AUG - 2 2013

S.C. Supreme Court

THE STATE,

RESPONDENT,

v.

JAMES CARRIER,

APPELLANT

APPELLATE CASE NO. 2012-212777

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

The undersigned counsel respectfully requests a thirty-day extension in which to file 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:

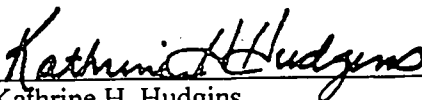
1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. On Thursday, July 25, 2013, counsel filed the petition for rehearing in State v. Antwan McMillan. On Friday, July 19, 2013 counsel filed the Johnson petition for writ of certiorari and accompanying 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.

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

August 2, 2013

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Appeal from Greenwood County  
D. Garrison Hill, Circuit Court Judge

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THE STATE,

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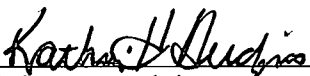
APPELLATE CASE NO. 2012-212777

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CERTIFICATE OF SERVICE

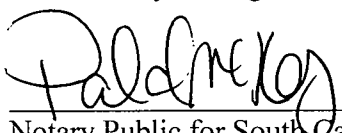
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The undersigned attorney hereby certifies that a true copy of the petition for extension to file initial brief of appellant and designation of matter in the above referenced case has been served upon Salley W. Elliott, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201 this 2nd day of August, 2013.

  
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Kathrine H. Hudgins  
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me  
This 2<sup>ND</sup> day of August, 2013.

  
\_\_\_\_\_  
(L.S.)  
Notary Public for South Carolina  
My Commission Expires: July 24, 2022.