

**RECEIVED**

**Mar 21 2024**

**S.C. SUPREME COURT**

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Horry County

Honorable Kristi F. Curtis, Circuit Court Judge

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NEWITT R. WALKER,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2023-001052

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

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Counsel for Newitt R. Walker respectfully requests an extension of thirty (30) days from March 21, 2024 until April 22, 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 Newitt R. Walker 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 her caseload, counsel hopes that no further extension requests will be required.

3. Counsel appeared for Oral Argument in the case of The State v. Eric Emanuel English before this Court on March 6, 2024. Counsel filed the Return to Motion to Relieve Counsel in the case of Richard Douglas Waldrop v. The State with the Court of Appeals on March 1, 2024. Counsel filed the Motion to Hold in Abeyance in the case of Marvin Donte Bryan v. The State with the Court of Appeals on March 1, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Keylan J. Durham v. The State with this Court on February 26, 2024. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and Appendix in the case of The State v. Rodney Jerome Furtick with this Court on February 23, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Tyrone M. Benn v. The State with this Court on February 20, 2024. Counsel appeared for Oral Argument in the case of Brittany C. Foster v. The State before the Court of Appeals on February 6, 2024. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Brian K. Spears v. The State with this Court on January 30, 2024. Counsel filed the Petition for Writ of Certiorari Pursuant to *Austin v. State* and the Appendix in the case of Breon Alexandre v. The State with this Court on January 18, 2024.

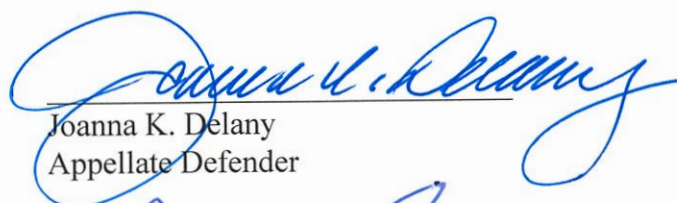
4. Counsel makes this request in good faith and not for purpose of delay.

5. On February 28, 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 March

31, 2024.

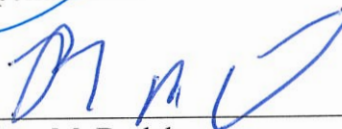
WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from March 21, 2024 until April 22, 2024, in which to serve and file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



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Joanna K. Delany  
Appellate Defender



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Robert M. Dudek  
Chief Appellate Defender

This 21st day of March, 2024.