

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

 ORIGINAL

Certiorari to Horry County

Benjamin H. Culbertson, Circuit Court Judge

VERNTIRELL DUKES,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2012-213138

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

RECEIVED
AUG 07 2013
SC Court of Appeals

Counsel for Verntirell Dukes respectfully requests a **final thirty (30) day extension, until September 9, 2013**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fifth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel four previous extensions.

2. Counsel for Verntirell Dukes 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 filed the amended initial brief of appellant and designation of matter in the case of In the Interest of Shemar V., a Minor with this Court on August 2, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Kelvin Pearson v. State of South Carolina with the Supreme Court on August 2, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of In the Interest of Shemar V., a Minor with this Court on July 31, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Leon Walker v. State of South Carolina with the Supreme Court on July 30, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Jonathan Lisle v. State of South Carolina with the Supreme Court on July 30, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Ivan Aiken v. State of South Carolina with the Supreme Court on July 26, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Timothy Edward Stahlnecker v. State of South Carolina with the Supreme Court on July 26, 2013. Counsel filed the petition for rehearing in the case of The State v. John Peter Barnes with this Court on July 25, 2013. Counsel filed the petition for rehearing in the case of The State v. David Jakes with this Court on July 25, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Douglas J. Mayes, with this Court on July 24, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of David Lee Rose v. State of South Carolina with the Supreme Court on July 22, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Henry Lee Bradley v. State of South Carolina with the Supreme Court on July 16, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Keeon Butler with this Court, on July 10, 2013. Counsel filed a petition for writ of certiorari and accompanying appendix in the case of Stanley Bradley v. State of South Carolina with the Supreme Court on July 8, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Roderick Pope, with this Court on July 2, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Christopher Dean Johnson v. State of South Carolina with the Supreme Court on July 2, 2013. Counsel filed the Johnson petition for writ of certiorari and

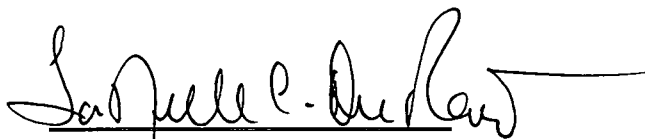
accompanying appendix in the case of Christopher Dale Shirley v. State of South Carolina with the Supreme Court on July 2, 2013. Counsel filed the petition for rehearing in the case of The State v. Daniel Rogers with this Court on June 27, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Michael Dover v. The State with the Supreme Court on June 27, 2013.

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

5. Counsel for the Attorney General's office consents to this request shown by signature below.

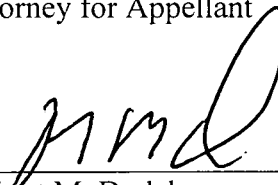
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until September 9, 2013**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

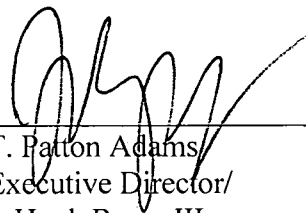


LaNelle C. Durant
Appellate Defender

Attorney for Appellant



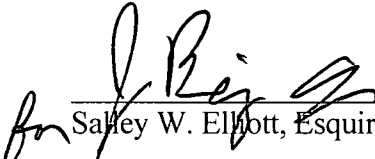
Robert M. Dudek
Chief Appellate Defender



T. Patton Adams
Executive Director/
J. Hugh Ryan, III
General Counsel

This 7th day of August, 2013.

I consent:


for _____
Salley W. Elliott, Esquire