

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Greenville County

D. Garrison Hill, Circuit Court Judge

RECEIVED

AUG 07 2013

COURT OF APPEALS

THE STATE,

RESPONDENT,

v.

FREDERICK R. CHAPPELL,

APPELLANT

APPELLATE CASE NO. 2012-212745

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

The undersigned counsel respectfully requests a **final thirty day extension, until September 9, 2013**, in which to file the 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. Counsel filed the brief of petitioner in the case of Stanley Wise v. State on Friday, August 2, 2013. Also on Friday, August 2, 2013 counsel filed the Anders brief of appellant and record on appeal in the case of State v. Joseph Wadell Dunbar. Also on Friday, August 2, 2013 counsel filed the initial brief of appellant and designation of matter in the case of State v. Romeo Brown. Also on Friday, August 2, 2013 counsel filed the Anders brief of appellant and record on

appeal in the case of State v. Prentiss Love. On Thursday, July 25, 2013, counsel filed the petition for rehearing in State v. Antwan McMillan. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Butler Gatson on Wednesday, July 24, 2013. 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.

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.

4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until September 9, 2013**. 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 by

[Signature] w/permission

Kathrine H. Hudgins
Appellate Defender

[Signature]

Robert M. Dudek
Chief Appellate Defender

[Signature]

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

August 7, 2013

I do not oppose:

[Signature]
Sally W. Elliott, Esquire