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Apr 22 2024

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Marlboro County

Honorable Michael S. Holt, Circuit Court Judge

DERRICK DUPREE,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2023-001538

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

Counsel for Derrick Dupree respectfully requests a **final thirty (30) day extension, from April 22, 2024, until May 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 third 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 Derrick Dupree 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.

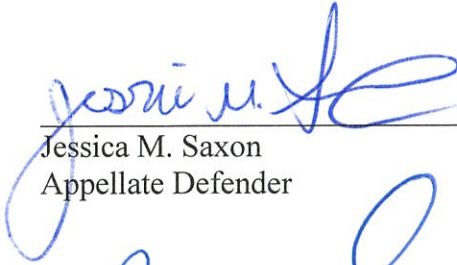
3. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Rishawn Lamar Reeder v. The State with the Supreme Court on April 22, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Rodney David Riggins with the Court of Appeals on April 12, 2024. Counsel filed the Anders Brief of Appellant, Designation of Matter and Record on Appeal in the case of The State v. Keyon Prophet with the Court of Appeals on April 3, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Terrance G. Adams v. The State with the Court of Appeals on March 14, 2024. Counsel filed the Anders Brief of Appellant, Designation of Matter and Record on Appeal in the case of The State v. Michael Lindsay Faile with the Court of Appeals on March 12, 2024. Counsel filed the Brief of Petitioner in the case of Johnny Haggins v. The State with the Court of Appeals on February 23, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Justen L. Wilkes v. The State with the Supreme Court on February 12, 2024.

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

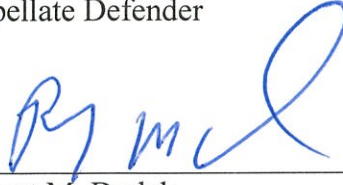
5. On March 29, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through April 30, 2024.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension from April 22, 2024, until May 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 filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Jessica M. Saxon
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 22nd day of April, 2024.