

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Cherokee County
J. Derham Cole, Circuit Court Judge

RECEIVED

AUG 15 2013

S.C. Supreme Court

THOMAS ARNOLD GREGORY,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-000418

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

Counsel for Thomas A. Gregory respectfully requests an extension of thirty (30) days in which to 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 Thomas A. Gregory 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 pursuant to Austin v. State and accompanying appendix in the case of Braheim J. Hill v. State of South Carolina with this Court on August 7, 2013. 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 the Court of Appeals on August 2, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kelvin Pearson v. State of South Carolina with this 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 the Court of Appeals on July 31, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Leon Walker v. State of South Carolina with this Court on July 30, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jonathan Lisle v. State of South Carolina with this 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 this 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 this Court on July 26, 2013. Counsel filed the petition for rehearing in the case of The State v. John Peter Barnes with the Court of Appeals on July 25, 2013. Counsel filed the petition for rehearing in the case of The State v. David Jakes with the Court of Appeals 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 the Court of Appeals on July 24, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of David Lee Rose v. State of South Carolina with this Court on July 22, 2013. Counsel filed the petition for writ of

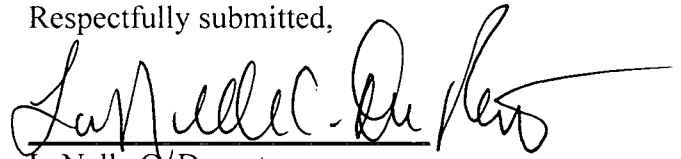
certiorari and accompanying appendix in the case of Henry Lee Bradley v. State of South Carolina with this Court on July 16, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Keeon Butler with the Court of Appeals, on July 10, 2013. Counsel filed a petition for writ of certiorari and accompanying appendix in the case of Stanley Bradley v. State of South Carolina with this 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 the Court of Appeals on July 2, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Christopher Dean Johnson v. State of South Carolina with this Court on July 2, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Christopher Dale Shirley v. State of South Carolina with this Court on July 2, 2013. Counsel filed the petition for rehearing in the case of The State v. Daniel Rogers with the Court of Appeals 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 this Court on June 27, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Jimmy Lee Sessions with this Court on June 19, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Demetrius Goodwin with this Court on June 19, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Bobby J. Barton with this Court on June 19, 2013.

4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to 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 be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "LaNelle C. Durant". The signature is written in a cursive style with a long horizontal flourish extending to the right.

LaNelle C. Durant
Appellate Defender

Attorney for Petitioner

15th of August, 2103

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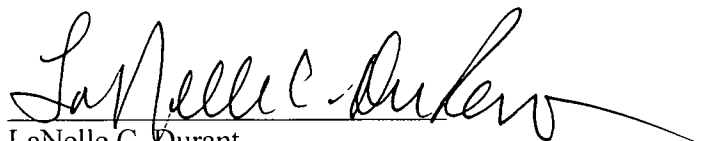
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE


I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Suzanne H. White, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 15th day of August, 2013.



LaNelle C. Durant
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 15th day
of August, 2013.

 (L.S.)

Notary Public for South Carolina

My Commission Expires: July 3, 2023.