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May 03 2024

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Berkeley County

Honorable Diane Schafer Goodstein, Circuit Court Judge

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FRED FREEMAN,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2023-001221

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

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Counsel for Fred Freeman respectfully requests a **final thirty (30) day extension until June 3, 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 Fred Freeman 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.

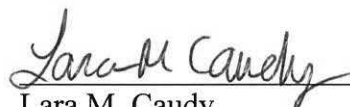
3. On April 30, 2024, counsel filed the initial brief of appellant and designation of matter in The State v. James Earl Smith with the Court of Appeals. On April 25, 2024, counsel filed the initial brief of appellant and designation of matter in The State v. Mavric Smith with the Court of Appeals. On April 12, 2024, counsel filed the return to the petition for rehearing in The State v. Mark Hailey with the Court of Appeals. On April 5, 2024, counsel filed the return to the petition for writ of certiorari to the Court of Appeals in The State v. Donnielle Matthews with the Supreme Court. On April 3, 2024, counsel filed the initial brief of appellant and designation of matter in The State v. Robert Lee Belcher with the Court of Appeals. On March 27, 2024, counsel filed the petition for writ of certiorari and accompanying appendix in Mark Earls v. The State with the Supreme Court. On March 21, 2024, counsel filed the brief of appellant and designation of matter in The State v. Fernando Wright with the Court of Appeals.

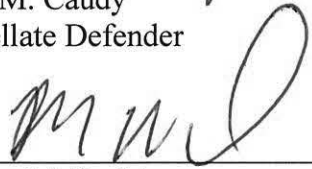
4. Counsel makes this request in good faith and not for purpose of delay.

5. On April 30, 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 May 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until June 3, 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,

  
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Lara M. Caudy  
Appellate Defender

  
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Robert M. Dudek  
Chief Appellate Defender

This 3rd day of May, 2024.

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Appeal from Berkeley County

Honorable Diane Schafer Goodstein, Circuit Court Judge

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FRED FREEMAN,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

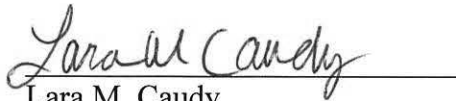
APPELLATE CASE NO. 2023-001221

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CERTIFICATE OF SERVICE

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Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the motion for extension in the above-referenced case has been served upon Danielle E. Dixon, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 3rd day of May, 2024.



Lara M. Caudy  
Appellate Defender

ATTORNEY FOR PETITIONER