

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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May 03 2024

S.C. SUPREME COURT

Certiorari to Williamsburg County
R. Kirk Griffin, Circuit Court Judge

JOHN D. COOK,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2023-001648

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

Counsel for petitioner respectfully requests a **final thirty (30) day extension, until June 3, 2024**, 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 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. The Court has granted counsel two previous extensions.
2. Counsel for petitioner 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 his caseload, counsel hopes that no further extension requests will be required.

3. Counsel will file the initial brief of appellant and designation of matter in the case of State v. Williston Owens today, May 3, 2024. On May 2, 2024, counsel had an oral argument in The State v. Devin Jamel Johnson before the Supreme Court. Counsel filed the initial brief of appellant and designation of matter in the case of State v. James Toatley with the Court of Appeals on April 25, 2024. Counsel filed the initial brief of respondent and designation of matter in the case of State v. Jonathan C. Dawkins with the Court of Appeals on April 3, 2024. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Heather Lawson v. State with the Supreme Court on March 28, 2024. Counsel filed a petition for rehearing in the case of State v. Sean Devon James with the Court of Appeals on March 21, 2024. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Antonio L. Williams with the Court of Appeals on March 6, 2024. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Bradley Walker with the Court of Appeals on March 4, 2024. Counsel represented petitioner in a PCR reconstruction hearing in the case of Jacoby Fields v. State via WebEx hearing on February 26, 2024.

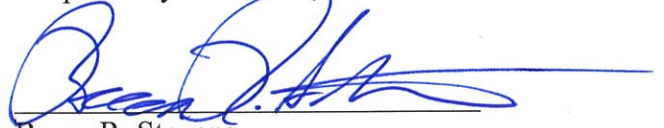
4. Counsel makes this request in good faith and not for purpose of delay.

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.

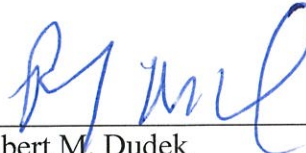
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until June 3, 2024**, in which to file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time

limits for filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Breen R. Stevens
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 3rd day of May, 2024.