

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Richland County

Honorable Jean H. Toal, Circuit Court Judge

ERICK E. WELLS,

RESPONDENT,

V.

STATE OF SOUTH CAROLINA,

PETITIONER.

APPELLATE CASE NO. 2023-001835

MOTION FOR AN EXTENSION OF TIME
TO FILE THE RETURN TO THE PETITION
FOR WRIT OF CERTIORARI

Counsel for Erick E. Wells respectfully requests an extension of thirty (30) days from June 12, 2024, until July 12, 2024, in which to serve and file the Return to the Petition for Writ of Certiorari 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 Return to the Petition for Writ of Certiorari is due to be served and filed with the Court today.

2. Counsel for Erick E. Wells respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of

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extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

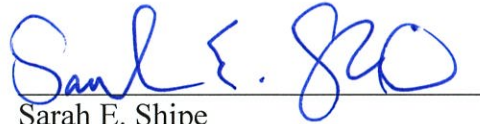
3. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Ben Robert Stewart v. State with the Supreme Court on June 3, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Jerry McKnight v. State with the Supreme Court on May 29, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Aneisha Young v. State with the Supreme Court on April 29, 2024. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Malcom Williams v. State with the Supreme Court on April 23, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Jabari Moore v. State with the Supreme Court on April 11, 2024. Counsel filed the Petition for Writ of Certiorari, Brief of Appellant Pursuant to White v. State, and Appendix in the case of Robert Lee Reddock v. State with the Supreme Court on March 27, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Samuel T. Riser with the Court of Appeals on March 19, 2024.

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

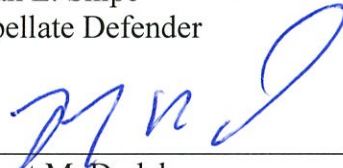
5. On May 30, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through June 30, 2024.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from June 12, 2024, until July 12, 2024, in which to serve and file the Return to the Petition for Writ of Certiorari in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the Return to the Petition for Writ of Certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Sarah E. Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 12th day of June, 2024.