

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

**RECEIVED**

**Jun 12 2024**

S.C. SUPREME COURT

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Certiorari to Greenville County

Honorable J. Derham Cole, Circuit Court Judge  
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DEMOND DERRICK BURGESS,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2024-000148  
\_\_\_\_\_

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

Counsel for Demond Derrick Burgess, respectfully requests an extension of thirty (30) days from June 12, 2024, until July 12, 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 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 Demond Derrick Burgess 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 Johnson Petition for Writ of Certiorari and Appendix in the case of Sterling Maybin v. The State with the Supreme Court on June 6, 2024. Counsel had an oral argument in the case of Justin Cone v. The State before the Supreme Court on May 23, 2024. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Derrick Dupree v. The State with the Supreme Court on May 22, 2024. Counsel filed the Return to Petition for Rehearing in the case of Devatee Tymar Clinton v. The State with the Court of Appeals on May 16, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Robert C. Cribb v. The State with the Supreme Court on May 15, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Gerald Ancrum v. The State with the Supreme Court on May 6, 2024. 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 Anders Brief of Appellant, Designation of Matter and Record on Appeal in the case of The State v. Latoya Rivers with the Court of Appeals on April 17, 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.

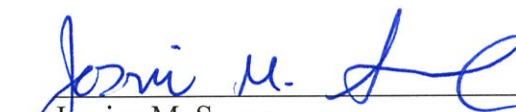
4. Counsel makes this request in good faith and not for purpose of delay.


5. On May 31, 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 Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and 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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Jessica M. Saxon  
Appellate Defender

  
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Robert M. Dudek  
Chief Appellate Defender

This 12<sup>th</sup> day of June, 2024.