

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Newberry County

Honorable R. Scott Sprouse, Circuit Court Judge

KENNY OCTAVIOUS RUFF,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2023-001998

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

Counsel for Kenny Octavious Ruff respectfully requests a **final thirty (30) day extension, from June 24, 2024 until July 24, 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 Kenny Octavious Ruff respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

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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.

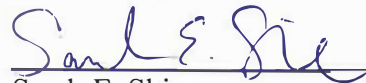
3. Counsel filed the Return to the Petition for Writ of Certiorari in the case of Erick E. Wells v. State with the Supreme Court on June 21, 2024. Counsel filed the Brief of Petitioner in the case of DeAngelo Brown v. State with the Court of Appeals on June 20, 2024. Counsel filed the Petition for Writ 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.

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

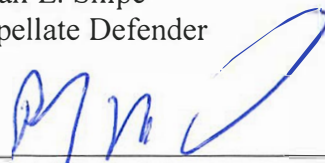
5. On May 30, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through June 30, 2024.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension from June 24, 2024 until July 24, 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,



Sarah E. Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 24th day of June, 2024.