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S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Jasper County

Honorable Roger M. Young, Circuit Court Judge

SAMUEL OLALDE GONZALEZ,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2024-000135

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

Counsel for Samuel Olalde Gonzalez respectfully requests an extension of thirty (30) days from July 17, 2024 until August 16, 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 Samuel Olalde Gonzalez 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.

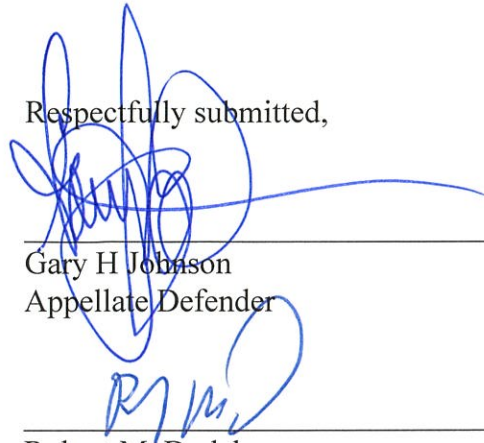
3. Counsel is preparing for an upcoming parole eligibility hearing before Judge Walton J. McLeod, IV, in the murder case of The State v. Shellie Lavette Davis scheduled for July 29 and 30, 2024 in Edgefield County. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Khelsy Rice v. The State with the Supreme Court on May 23, 2024. Counsel filed the Brief of Petitioner in the case of Gerald R. Williams v. The State with the Court of Appeals on May 9, 2024. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Andre T. Heatley, Jr. v. The State with the Supreme Court on May 6, 2024.

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


5. On June 26, 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 July 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from July 17, 2024 until August 16, 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,

A handwritten signature in blue ink, appearing to be "Gary H. Johnson", written over a horizontal line.

Gary H. Johnson
Appellate Defender

A handwritten signature in blue ink, appearing to be "Robert M. Dudek", written over a horizontal line.

Robert M. Dudek
Chief Appellate Defender

This 17th day of July, 2024.