

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Charleston County

J.C. Buddy Nicholson, Jr., Circuit Court Judge

RECEIVED
AUG 28 2013
SC Court of Appeals

THE STATE,

RESPONDENT,

v.

DARRYL L. DRAYTON,

APPELLANT

Appellate Case No. 2012-213295

**PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a **final thirty-day extension, until September 27, 2013**, in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by four prior orders of this Court.
2. Counsel filed the brief of respondent in the case of Sandra Richardson v. State in this Court on August 26, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix Tyrone Singletary v. State with the Supreme Court August 23, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Brian Jenkins in this Court on August 21, 2013. Counsel filed the petition for

writ of certiorari and accompanying appendix in the case Eunice McCall v. State in the Supreme Court on August 19, 2013. Counsel participated in the reconstruction hearing in the case of State v. Hascale Simmons in Beaufort County on August 20, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Wayne Stewart Curry in this Court on August 15, 2013. Counsel testified before the Commission on Lawyer Conduct in the Calhoun building on August 14, 2013. Counsel filed the petition for writ of certiorari in the case of State v. Anthony Hackshaw (Cert in the COA) in the Supreme Court on August 9, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Ralph B. Hayes in this Court on August 8, 2013. Counsel filed the initial brief of appellant in the case of State v. Ryan Carl Newman with this Court on July 30, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Robert Lee Nelson in this Court on July 29, 2013. Counsel filed the petition for writ of certiorari in the case of State v. Connie Dumas (Cert in the COA) with the Supreme Court on July 25, 2013. Counsel filed the initial reply brief of appellant in the case of State v. Alex Hunsberger with this Court on July 25, 2013. Counsel filed the initial brief of appellant in the case of State v. John Bonner with this Court on July 22, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Marty Baggett in this Court on July 18, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Matthew Fullbright with this Court on July 16, 2013. Counsel filed the petition for rehearing in the case of State v. Bobby Alexander Gilbert in this Court on July 11, 2013. Counsel filed the petition for writ of certiorari, the Johnson petition for writ of certiorari pursuant to Austin v. State and accompanying appendix in the case of Michael Miller v. State with the Supreme Court on July 11, 2013. Counsel filed the petition for

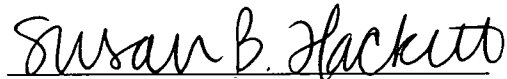
writ of certiorari and accompanying appendix in the case of Anthony Sanders v. The State of South Carolina with the Supreme Court on July 5, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Santiago Rios v. State with the Supreme Court on June 28, 2013.

3. This request is made in good faith, and not for purposes of delay.

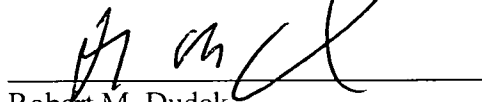
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, until September 27, 2013**, in which to file the initial brief of appellant and designation of matter in this case. Counsel requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

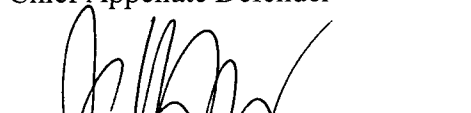
Respectfully submitted,



Susan B. Hackett
Appellate Defender



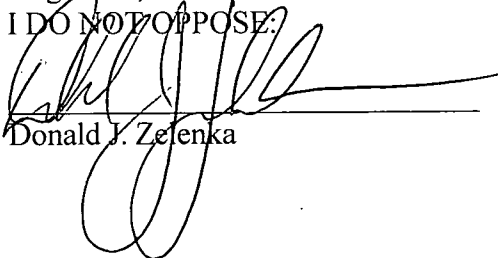
Robert M. Dudek
Chief Appellate Defender



T. Patton Adams, IV
Executive Director of
J. Hugh Ryan, III
General Counsel

August 28, 2013

I DO NOT OPPOSE:



Donald J. Zelenka