

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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Aug 16 2024

S.C. SUPREME COURT

Certiorari to Horry County

Honorable Jennifer B. McCoy, Circuit Court Judge

ROGER D. GRATE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2024-000570

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

Counsel for Roger D. Grate respectfully requests a **final thirty (30) day extension until September 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 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 Roger D. Grate 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.

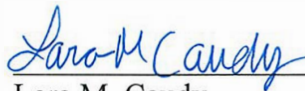
3. On July 25, 2024, counsel filed the return to the petition for writ of certiorari to the Court of Appeals in The State v. Mark Hailey with the Supreme Court. On July 24, 2024, counsel filed the petition for writ of certiorari and accompanying appendix in Corina Castro v. The State with the Supreme Court. On July 17, 2024, counsel filed the petition for rehearing in The State v. Paulette Sims with the Court of Appeals. On July 16, 2024, counsel represented the applicant at his PCR hearing in Artrell Hickson v. The State before the circuit court. On July 12, 2024, counsel filed the initial brief of appellant and designation of matter in The State v. Che Ransom with the Court of Appeals. On July 11, 2024, counsel filed the petition for rehearing in Michael Orlando Brown v. The State with the Court of Appeals. On July 10, 2024, counsel filed the brief of appellant and designation of matter in The State v. Marquis Brown with the Court of Appeals.

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

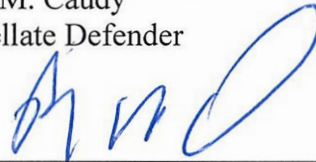
5. On July 29, 2024, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through August 31, 2024.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until September 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 filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Lara M. Caudy
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 16th day of August, 2024.