

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Richland County

Clifton Newman, Circuit Court Judge

RECEIVED

SEP 04 2013

SC Court of Appeals

IN THE MATTER OF THE CARE
AND TREATMENT OF TIMOTHY GETER,

APPELLANT

APPELLATE CASE NO. 2013-000695

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Timothy Geter respectfully requests an extension of thirty (30) days in which to file the Initial Brief of Appellant and Designation of Matter 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 initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel two previous extensions.

2. Counsel for Timothy Geter 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 petition for writ of certiorari and accompanying appendix in the case of Justin A. Austin v. State of South Carolina with the Supreme Court on September 3, 2013.

Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Cedric Kears v. State of South Carolina with the Supreme Court on September 3, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Donna Lynn Phillips with this Court on August 23, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Eugene Patterson with the Supreme Court on August 23, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Alonza Dennis with the Supreme Court on August 21, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of George Grant, Jr. v. State of South Carolina with the Supreme Court on August 21, 2013. Counsel filed the petition for rehearing in the case of In the Matter of the Care and Treatment of Christopher Taft with this Court on August 20, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Robert Frank Grant v. State of South Carolina with the Supreme Court on August 16, 2013. Counsel filed the petition for rehearing in the case of In the Matter of the Care and Treatment of Bobby Russell with this Court on August 15, 2013. Counsel filed the petition for writ of certiorari pursuant to Austin v. State and accompanying appendix in the case of Braheim J. Hill v. State of South Carolina with the Supreme Court on August 7, 2013. Counsel filed the amended initial brief of appellant and designation of matter in the case of In the Interest of Shemar V., a Minor with this Court on August 2, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kelvin Pearson v. State of South Carolina with the Supreme Court on August 2, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of In the Interest of Shemar V., a Minor with this Court on July 31, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Leon Walker v. State of South Carolina with the Supreme Court on July 30, 2013. Counsel

filed the petition for writ of certiorari and accompanying appendix in the case of Jonathan Lisle v. State of South Carolina with the Supreme Court on July 30, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Ivan Aiken v. State of South Carolina with the Supreme Court on July 26, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Timothy Edward Stahlnecker v. State of South Carolina with the Supreme Court on July 26, 2013. Counsel filed the petition for rehearing in the case of The State v. John Peter Barnes with this Court on July 25, 2013. Counsel filed the petition for rehearing in the case of The State v. David Jakes with this Court on July 25, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Douglas J. Mayes with this Court on July 24, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of David Lee Rose v. State of South Carolina with the Supreme Court on July 22, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Henry Lee Bradley v. State of South Carolina with the Supreme Court on July 16, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Keeon Butler with this Court on July 10, 2013. Counsel filed a petition for writ of certiorari and accompanying appendix in the case of Stanley Bradley v. State of South Carolina with the Supreme Court on July 8, 2013.

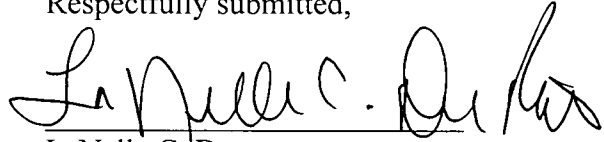
4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the initial brief of appellant and designation of matter in this case

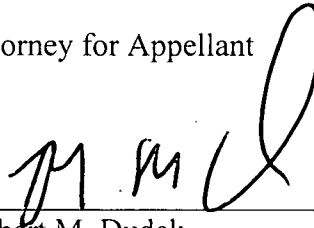
based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



LaNelle C. Durant
Appellate Defender


Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender

This 4th day of September, 2013.

I consent:


for Deborah R. J. Shupe, Esquire