

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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S.C. SUPREME COURT

Certiorari to Williamsburg County

Honorable R. Kirk Griffin, Circuit Court Judge

JOHN ARTHUR JAMES, III,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2024-000178

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

Counsel for John Arthur James respectfully requests an extension of thirty (30) days from September 4, 2024, until October 4, 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 John Arthur James respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

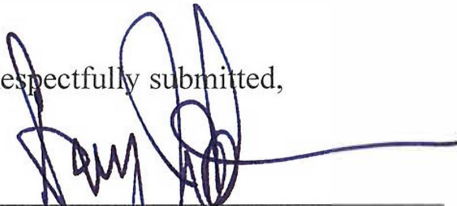
number of extensions previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Kyron Bailey v. The State with this Court on August 29, 2024. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Joey D. Coleman v. The State with this Court on August 21, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Samuel O. Gonzalez v. The State with this Court on August 16, 2024. Counsel filed the Petition for Rehearing in the case of The State v. Phillip Lowery with this Court on August 1, 2024. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Joshua Poacher v. The State with this Court on July 31, 2024. Counsel was in attendance to the parole eligibility hearing before Judge Walton J. McLeod, IV, in the murder case of The State v. Shellie Lavette Davis on July 29 and 30, 2024 in Edgefield County. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Chavias Jenkins v. The State with this Court on July 23, 2024. Counsel filed the Motion to Amend the Petition for Writ of Certiorari to the Court of Appeals and the Amended Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Carnie Norris with this Court on July 15, 2024.

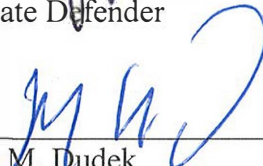
4. Counsel makes this request in good faith and not for purpose of delay.

5. On August 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 September 30, 2024.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from September 4, 2024, until October 4, 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,


Gary H. Johnson
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 4th day of September, 2024.