

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Georgetown County
Steven H. John, Circuit Court Judge

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SEP 12 2013

S.C. Supreme Court

HEYWARD DAVIS,

RESPONDENT,

v.

STATE OF SOUTH CAROLINA,

PETITIONER

Appellate Case No. 2012- 213604

PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND ACCOMPANYING APPENDIX

¹⁴ The undersigned counsel respectfully requests a **final thirty day extension, until October 12, 2013**, in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.

2. Counsel has an oral argument in the case of The State v. Kristopher Wilmont Berry in the Court of Appeals today. Counsel had an oral argument in the case of The State v. Karl Ryan Lane in the Court of Appeals on September 11, 2013. Counsel filed the initial reply brief in the case of The State v. Eric E. Hewins with the Court of Appeals on September 5, 2013. Counsel filed the initial reply brief of appellant in the case of The State v. Taurus Lamare

Thompson with the Court of Appeals on September 3, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Peter J. Grant v. State of South Carolina with this Court on September 3, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Clyde L. McBride v. State of South Carolina with this Court on August 28, 2013. Counsel filed the return to motion to dismiss in the case of The State v. Randy Jarrod Crosby with the Court of Appeals on August 26, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Darrell Birch with the Court of Appeals on August 23, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Charles Hammons with the Court of Appeals on August 23, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Larry T. Perry with the Court of Appeals on August 23, 2013. Counsel filed the return to the petition for writ of certiorari to the Court of Appeals in the case of The State v. Jo Pradubsri with this Court on August 21, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Brandon L. Ray v. State of South Carolina, with this Court on August 14, 2013. Counsel filed the brief of petitioner in the case of Ricky Dale Gilstrap v. State of South Carolina, with the Supreme Court on August 5, 2013. Counsel filed the initial reply brief of appellant and designation of matter in the case of The State v. Donald Marquice Anderson with the Court of Appeals, on July 30, 2013. Counsel filed the initial reply brief of appellant and designation of matter in the case of The State v. Marcus Daniel Allison with the Court of Appeals on July 30, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Ronald Cohens v. State of South Carolina with this Court on July 24, 2013. Counsel filed petition for writ of certiorari in the case of Donald C. Brevard v. State of South Carolina with the Court of Appeals on July 17, 2013. Counsel filed the petition for rehearing in the case of The State v. Richard Burton Beekman with the Court of Appeals on July

11, 2013. Counsel filed the petition for rehearing in the case of The State v. David Tyre with the Court of Appeals on July 11, 2013.

3. As indicated by his consent below, counsel for the state does not oppose this request.

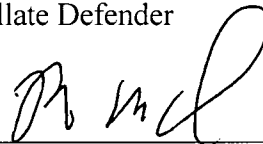
4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until October ¹⁴~~12~~, 2013**. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



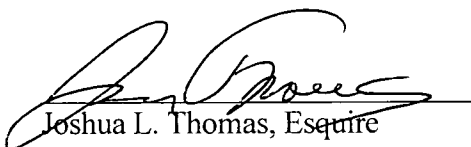
Carmen V. Ganjehsani
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

September 12th, 2013

I do not oppose:



Joshua L. Thomas, Esquire