

 ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Richland County

Ernest J. Kinard, Jr., Circuit Court Judge

RECEIVED

SEP 12 2013

S.C. Supreme Court

THOMAS BROOKS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2013-000571

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

The undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.

2. Counsel filed the Petition for writ of certiorari and accompanying appendix in the case of Kevis Lavor Lee v. State in this Court on September 11, 2013. Counsel filed the brief of petitioner in the case of Steve Bagwell v. State in the Court of

Appeals on September 6, 2013. Counsel filed the Petition for writ of certiorari petition and accompanying appendix in the case of Gerald L. Gantt v. State in this Court on September 5, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Patrick Spigner v. State in this Court on September 3, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Standford Brown v. State in this Court August 30, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Mason Johnson v. State with this Court on August 16, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Willie Green v. State in this Court on August 16, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of John Stanford Johnson v. State with this Court on August 13, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Daniel Brown v. State with this Court on August 7, 2013. Counsel filed the record on appeal in the case of State v. Robert Lee, Jr. with the Court of Appeals on or August 7, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Christopher Ryan Holliday with the Court of Appeals on July 29, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. William Laureano in the Court of Appeals on July 23, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Elizabeth Ann Tillman v. State in this Court on July 22, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Donnie Nelson v. State with this Court on July 17, 2013. Counsel filed the record on appeal in the case of State v. Candace Beheler in the Court of Appeals on July 15, 2013. Counsel had a PCR reconstruction hearing in the case of Maurice A.

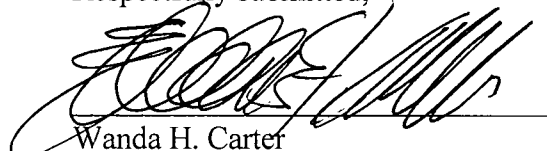
Kelley v State in the Richland County Courthouse on July 16, 2013. Counsel filed the record on appeal in the case of State v. Walter Goodine in the Court of Appeals on July 12, 2013. Court of Appeals on September 6, 2013. Counsel filed the Petition for writ of certiorari petition and accompanying appendix in the case of Gerald L. Gantt v. State in this Court on September 5, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Patrick Spigner v. State in this Court on September 3, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Standford Brown v. State in this Court August 30, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Mason Johnson v. State with this Court on August 16, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Willie Green v. State in this Court on August 16, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of John Stanford Johnson v. State with this Court on August 13, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Daniel Brown v. State with this Court on August 7, 2013. Counsel filed the record on appeal in the case of State v. Robert Lee, Jr. with the Court of Appeals on or August 7, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Christopher Ryan Holliday with the Court of Appeals on July 29, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. William Laureano in the Court of Appeals on July 23, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Elizabeth Ann Tillman v. State in this Court on July 22, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Donnie Nelson v. State with this

Court on July 17, 2013. Counsel filed the record on appeal in the case of State v. Candace Beheler in the Court of Appeals on July 15, 2013. Counsel had a PCR reconstruction hearing in the case of Maurice A. Kelley v State in the Richland County Courthouse on July 16, 2013. Counsel filed the record on appeal in the case of State v. Walter Goodine in the Court of Appeals on July 12, 2013.

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

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Wanda H. Carter
Deputy Chief Appellate Defender

September 12, 2013

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Richland County

Ernest J. Kinard, Jr., Circuit Court Judge

THOMAS BROOKS,

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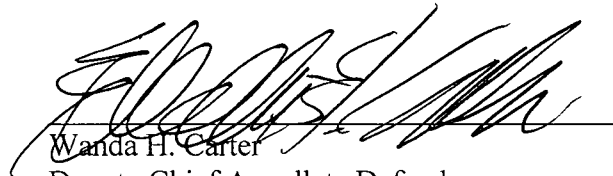
STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2013-000571

CERTIFICATE OF SERVICE

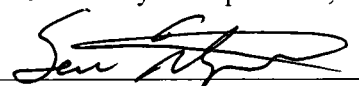
The undersigned attorney hereby certifies the petition in which to file the petition for writ of certiorari and appendix in the above referenced case has been served upon Megan Harrigan, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Rm. 519, Columbia, SC 29201, this 12th day of September, 2013.



Wanda H. Carter
Deputy Chief Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 12th day of September, 2013.



(L.S.)
Notary Public for South Carolina
My Commission Expires: October 30, 2022.