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Nov 12 2024

STATE OF SOUTH CAROLINA

S.C. SUPREME COURT

IN THE SUPREME COURT

Certiorari to Laurens County

Honorable Edward W. Miller, Circuit Court Judge

DANTE Z. WHEELER,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2024-000554

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

Counsel for Dante Zachius Wheeler respectfully requests a **final thirty (30) day extension, from November 12, 2024 until December 12, 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 Dante Zachius Wheeler 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 Return to Petition for Writ of Certiorari to the Court of Appeals in the case of In the Matter of the Care and Treatment of James L. Williford with this Court on November 5, 2024. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. Felicia Danielle Turnage with the Court of Appeals on November 1, 2024. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. Vincent Dwight with the Court of Appeals on October 30, 2024. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Wayne Hankinson v. The State with this Court on October 28, 2024. Counsel filed the Brief of Appellant and Record on Appeal in the case of The State v. Kweisi Nicks with the Court of Appeals on October 4, 2024. Counsel appeared for Oral Argument in the case of The State v. Bradley Corlew before the Court of Appeals on September 24, 2024. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. Kadidas R. Gossett with the Court of Appeals on September 17, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Tony T. Sweet with the Court of Appeals on September 11, 2024. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Rodney Nesmith with the Court of Appeals on September 4, 2024. Counsel appeared on behalf of appellant at a Reconstruction Hearing in the case of The State v. Michael D. Williams on September 2, 2024.

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

5. On October 31, 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 November 20, 2024.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension from November 12, 2024 until December 12, 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,



Sarah E. Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 12th day of November, 2024.