

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Certiorari to Greenville County
Letitia H. Verdin, Circuit Court Judge

RECEIVED
SEP 30 2013

ORLANDO SMITH,

SC COURT of Appeals

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2012-213673

**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. On September 20, 2013, counsel attended a conference hosted by the South Carolina Commission on Indigent Defense entitled Gideon at 50 in Charleston, S.C. On September 23-25, 2013 counsel attended the 2013 Public Defender Conference in Myrtle Beach, S.C. from September 23-25, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Darryl Drayton on September

19, 2013. Counsel filed a petition for rehearing in the case of State v Anthony T. McWilson in this Court on September 13, 2013. Counsel filed a petition for rehearing in the case of State v Thomas Smith in the Court of Appeals on September 12, 2013. Counsel filed the final brief of appellant in the case of State v Alexander L. Hunsberger in the Court of Appeals on September 10, 2013. Counsel filed a brief of appellant and record on appeal in the case of State v. Braquette Wykina Walton in the Court of Appeals on September 5, 2013. Counsel filed a reply brief in the case of State v Clarence Jenkins in the Court of Appeals on August 29, 2013. Counsel filed the Return to petition to writ of certiori in the case of State v. Matthew Taylor in this Court on August 28, 2013. Counsel filed the brief of respondent in the case of Sandra Richardson v. State in the Court of Appeals on August 26, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix Tyrone Singletary v. State with this Court August 23, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Brian Jenkins in the Court of Appeals on August 21, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case Eunice McCall v. State in this Court on August 19, 2013. Counsel participated in the reconstruction hearing in the case of State v. Hascale Simmons in Beaufort County on August 20, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Wayne Stewart Curry in the Court of Appeals on August 15, 2013. Counsel testified before the Commission on Lawyer Conduct in the Calhoun building on August 14, 2013. Counsel filed the petition for writ of certiorari in the case of State v. Anthony Hackshaw (Cert in the COA) in this Court on August 9, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Ralph B. Hayes in the Court of Appeals on

August 8, 2013. Counsel filed the initial brief of appellant in the case of State v. Ryan Carl Newman with the Court of Appeals on July 30, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Robert Lee Nelson in the Court of Appeals on July 29, 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,



Susan B. Hackett
Appellate Defender

September 30th, 2013

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Greenville County

Letitia H. Verdin, Circuit Court Judge

RECEIVED

SEP 30 2013

SC Court of Appeals

ORLANDO SMITH,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

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 Karen Ratigan, Esquire, Assistant General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Rm. 519, Columbia, SC 29201, this 30th day of September, 2013.

Susan B. Hackett

Susan B. Hackett
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 30th day of September, 2013.

[Signature] (L.S.)

Notary Public for South Carolina

My Commission Expires: October 30, 2022.