

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Richland County

Thomas G. Cooper., Circuit Court Judge

RECEIVED

OCT 23 2013

S.C. Supreme Court

LOUIS GAINEY,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2013-000535

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

The undersigned counsel would respectfully request a **final** thirty-day extension, until **November 22, 2013**, 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 two prior orders of this Court.
2. Counsel is preparing for a Reconstruction Hearing in the case of State v. Jimmy Lee Duncan in Colleton County on October 25, 2013. Counsel filed the final

brief of appellant in the Court of Appeals in the case of State v. Clarence W. Jenkins on October 21, 2013. Counsel filed the final brief of appellant in this Court in the case of State v. Tavario Dormell Brunson on October 17, 2013. Counsel filed the initial brief of appellant in the Court of Appeals in the case of State v. Marvin Bowens Green on October 16, 2013. Counsel filed the initial reply brief in the Court of Appeals in the case of State v. Douglas Bishop on October 15, 2013. Counsel argued in reply an Oral Argument in the Court of Appeals in the case of State v. Julia Gorman on October 9, 2013. Counsel filed the final brief of appellant in the Court of Appeals in the case of State v. Jerod Swinton on October 9, 2013. Counsel argued in reply an Oral Argument in this Court in the case of State v. Desmond Sams on October 2, 2013. Counsel filed a motion for reconstruction in the Court of Appeals in the case of State v. Michael Hockaday on October 2, 2013. Counsel filed the final brief of appellant in the case of State v. Lamar D. Williams on October 1, 2013 in the Court of Appeals. Counsel filed the final brief of appellant in the case of State v. Jeffrey D. Thomas on October 1, 2013 in the Court of Appeals. 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. 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

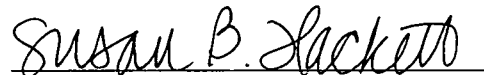
September 10, 2013. Counsel filed a brief of appellant and record on appeal in the case of State v. Braquette Wykina Walton in the Court of Appeals on September 5, 2013. Counsel filed a reply brief in the case of State v Clarence Jenkins in the Court of Appeals on August 29, 2013. Counsel filed the Return 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 in the case of Tyrone Singletary v. State with this Court August 23, 2013.

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

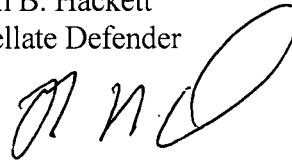
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

5. WHEREFORE, the undersigned counsel would respectfully request a **final** thirty-day extension, until **November 22, 2013** 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,



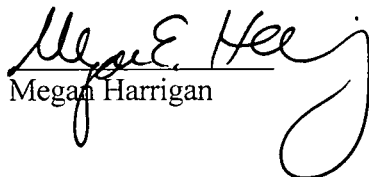
Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

October 23, 2013

I DO NOT OPPOSE:


Megan Harrigan