

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to York County

John C. Hayes, III, Circuit Court Judge **S.C. Supreme Court**

RECEIVED

NOV 13 2013

DUVAL M. COOPER,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-001428

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

The undersigned counsel respectfully requests a thirty-day extension 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:

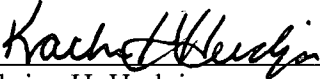
1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. On Wednesday, November 13, 2013, counsel filed Johnson petition for writ of certiorari and accompanying appendix in the case of Kenny Jackson v. State. On Wednesday, November 13, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the

case of State v. Ted Abney. And also on Wednesday, November 13, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the case of State v. Antrell Felder. On Tuesday, November 12, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the case of State v. Roderick Bradley. Tuesday, November 12, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the case of State v. Roderick Bradley. On Tuesday, November 12, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the case of State v. Roderick Bradley. On Monday, November 4, 2013, counsel filed the initial brief of appellant and designation of matter in the case of State v. James Carrier. On Tuesday, November 3, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the case of State v. Ronald Black. On Thursday, October 31, 2013, counsel filed the petition for rehearing in the cases of State v. Robert Jones. On Monday, October 21, 2013, counsel filed the initial brief of appellant and designation of matter in the case of State v. James Roscoe Scofield. On Wednesday, October 16, 2013, counsel had an oral argument in the South Carolina Supreme Court in the case of State v. Lawrence Burgess. On Wednesday, October 9, 2013, counsel filed petition for writ of certiorari and accompanying appendix in the case of Phillips Watts v. State, also on Wednesday October 9, 2013, Counsel filed the brief of appellant pursuant to White v. State in State v. Phillips Watts. On Wednesday, September 25, 2013, counsel filed the initial brief of appellant and designation of matter in the case of State v. Rickey Hewins Mack. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Jessica Beockete Moore on Monday, September 23, 2013. Counsel attended the Public Defender Conference in Myrtle Beach, South Carolina on September 23rd and 24th of 2013. On Friday, September 20, 2013, counsel attended the Gideon Conference in Charleston, South Carolina. On Tuesday, September 17, 2013, counsel had oral argument in this Court in the case of State v. Wesley Smith. On Friday, September 13, 2013, counsel filed the petition for rehearing in The State v. Alirio Ortis.

3. 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 thirty day extension. 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,



Kathrine H. Hudgins
Appellate Defender

November 13, 2013

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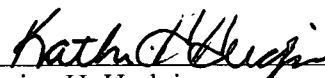
STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-001428

CERTIFICATE OF SERVICE

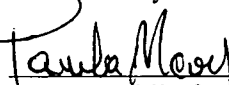
The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon J. Rutledge Johnson, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201 this 13th day of November, 2013.



Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 13th day of November, 2013.



(L.S.)
Notary Public for South Carolina
My Commission Expires: July 24, 2022.