

STATE OF SOUTH CAROLINA

ORIGINAL

IN THE SUPREME COURT

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Certiorari to York County

John C. Hayes, III, Circuit Court Judge

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NOV 14 2013

S.C. Supreme Court

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ADAM LEE BERARD

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-001351

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

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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 argued in the case of State v. Davontay Henson in the Supreme Court on November 6, 2013. Counsel argued in the case of State v. Tyrone Whatley in


the Court of Appeals on November 5, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Devodus Rouse v. State in the Supreme Court on November 4, 2013. Counsel filed a petition for writ of certiorari and accompanying appendix in the case of Louis Gainey v. State in the Supreme Court on October 29, 2013. Counsel participated in 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 the Supreme 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 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 in the Supreme 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.

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

November 14, 2013

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Aiken County

Edgar W. Dickson., Circuit Court Judge

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JOHN W. FLOYD,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

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CERTIFICATE OF SERVICE

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I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon J. Rutledge Johnson, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201, this 14<sup>th</sup> day of November 2013.

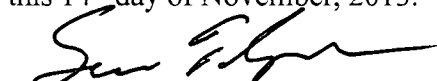


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Susan B. Hackett  
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me  
this 14<sup>th</sup> day of November, 2013.

 (L.S.)  
Notary Public for South Carolina

My Commission Expires: October 30, 2022.