

ORIGINAL

STATE OF SOUTH CAROLINA

ORIGINAL

IN THE SUPREME COURT

Certiorari to Beaufort County

Perry M. Buckner, Circuit Court Judge

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NOV 27 2013

S.C. Supreme Court

JOSE ANGEL HERRERA,

PETITIONER,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-001119

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

The undersigned counsel respectfully requests a **final thirty-day extension until December 27, 2013**, 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 Friday, November 22, 2013 counsel filed the brief of appellant and record on appeal in State v. Norman Keith Burgess in the Court of Appeals. Counsel filed the petition for

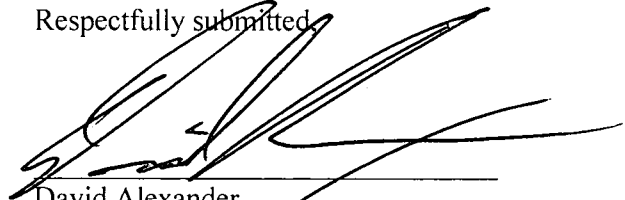
writ of certiorari and accompanying appendix in the case of State v. Manuel Antonio Marin (in the COA) in the Supreme Court, November 21, 2013. Also on Thursday, November 21, 2013, counsel filed the reply to the return to the petition for rehearing In the interest of Tyairy G., A Minor in the Court of Appeals. On Monday, November 18, 2013 counsel filed the brief of appellant and record on appeal in State v. Kevin Eugene Laws in the Court of Appeals. On Friday, November 8, 2013 counsel filed the brief of appellant and record on appeal in State v. Ryan Alan Williams in the Court of Appeals. On Thursday, November 7, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Brian A. Diggs v. State in this Court. On Wednesday, November 6, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the case of State v. Eric Wright. Counsel filed the petition for rehearing in the Court of Appeals in In the interest of Tyairy G., A Minor on Tuesday, November 5, 2013. On Friday, November 1, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jeffery T. Lucas v. State in this Court. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Anthony Jackson in the Court of Appeals on Wednesday, October 30, 2013. Also on Wednesday, October 30, 2013 counsel filed the initial brief of appellant and designation of matter in the case of State v. Breon Jacoby Mayers. On Monday, October 21, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Mark Anthony Martucci v. State in this Court. On Friday, October 18, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Marion Bowman v. State in this Court in which the appendix was over **10,000** pages. On Wednesday, October 16, 2013, counsel had an oral argument in the South Carolina Supreme Court in the case of State v. Robert Watkins.

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

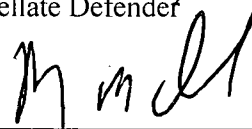
hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension until December 27, 2013**. 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,



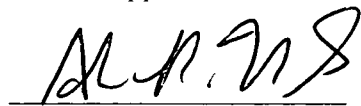
David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

November 27, 2013

I do not oppose:



Ashleigh Wilson