

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

Appeal from Charleston County
R. Markley Dennis, Jr., Circuit Court Judge

THE STATE,

RESPONDENT,

V.

AKEEM O. SMITH,

APPELLANT

APPELLATE CASE NO. 2012-213518

PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

The undersigned counsel respectfully requests a **final fifteen day extension, until December 19, 2013**, in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today. **Counsel currently represents the appellant in State v. Curtis Simms. On November 20, 2013, the Supreme Court certified his appeal from this Court and ordered expedited briefing, with the brief of appellant due December 6, 2013. On December 3, 2013, this office filed a motion to expedite the transcripts from two days of this seven-day trial that were transcribed by different court reporters and to extend the deadlines accordingly. Due to the immediate work on this case as ordered by the Supreme**

Court, counsel requests an additional fifteen days in order to file the initial brief of appellant in this matter.

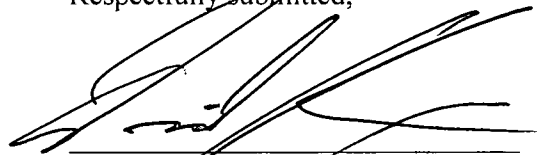
2. On Friday, November 22, 2013 counsel filed the brief of appellant and record on appeal in State v. Norman Keith Burgess in this Court. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Manual Antonio Marin (in the COA) in the Supreme Court, November 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 this Court. On Monday, November 18, 2013 counsel filed the brief of appellant and record on appeal in State v. Kevin Eugene Laws in this Court. On Friday, November 8, 2013 counsel filed the brief of appellant and record on appeal in State v. Ryan Alan Williams in this Court. 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 this Court 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 this Court 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.

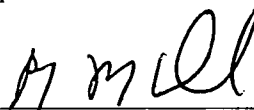
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final fifteen day extension, until December 19, 2013**. Counsel respectfully requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

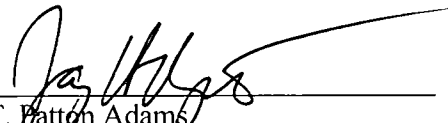
Respectfully submitted,



David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



T. Patton Adams
Executive Director
J. Hugh Ryan, III
General Counsel

December 4, 2013

I do not oppose:

for 
Salley W. Elliott