

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Spartanburg County
Roger L. Couch, Circuit Court Judge

RECEIVED
DEC 06 2013
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

CHRISTOPHER JEROME SHIPPY,

APPELLANT

Appellate Case No. 2011-197607

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

The undersigned counsel would respectfully request a thirty-day extension in which to file the brief of appellant in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The brief of appellant in this case is due to be served and filed today having been extended by two prior orders of this Court. Counsel filed a brief pursuant to Anders v. California, 386 U.S. 738 (1967) on February 21, 2012. On September 5, 2013, this Court denied the motion to be relieved as counsel and directed the parties to brief a specific issue and sub-issue.

2. Counsel's paternal grandmother passed away on December 5, 2013. Counsel attended a motion for reconsideration of sentence hearing in the case of State v. Luther Norris on December 5, 2013 in Kershaw County before the Honorable Clifton Newman. This Court ordered Mr. Norris's case remanded for disposition of the pending motion. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Orlando Smith v. State in this Court on November 27, 2013. Counsel filed the return to petition for writ of certiorari in the case of Horace Abney, Jr. v. State in the Supreme Court on November 25, 2013. Counsel filed the petition for writ of certiorari in the case of State v. Bobby Alexander Gilbert in the Supreme Court on November 18, 2013. 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 this Court 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. On October 24, 2013, Counsel attended a conference entitled Presenting Criminal Cases to the Court of Appeals. Counsel filed the final brief of appellant in this Court 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 this Court in the case of State v. Marvin Bowens Green on October 16, 2013. Counsel filed the initial reply brief in this Court in the case of State v. Douglas

Bishop on October 15, 2013. Counsel argued in this Court in the case of State v. Julia Gorman on October 9, 2013. Counsel filed the final brief of appellant in this Court in the case of State v. Jerod Swinton on October 9, 2013.

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

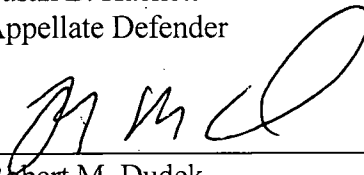
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the brief of appellant in this case. Counsel requests that the time limits for filing the brief of appellant and be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

December 6, 2013

I DO NOT OPPOSE:



Salley W. Elliott, Esquire