

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Lexington County
Frank R. Addy, Circuit Court Judge

RECEIVED

DEC - 9 2013

S.C. Supreme Court

THOMAS OUTING,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2013-001459

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

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.

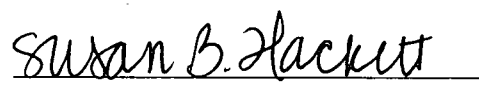
2. Counsel attended a motion for reconsideration of sentence hearing in the case of State v. Luther Norris on December 5, 2013 in Kershaw County before the Honorable Clifton Newman. This Court ordered Mr. Norris's case remanded for

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 the Court of Appeals on November 27, 2013. Counsel filed the return to petition for writ of certiorari in the case of Horace Abney, Jr. v. State in this Court on November 25, 2013. Counsel filed the petition for writ of certiorari in the case of State v. Bobby Alexander Gilbert in this Court on November 18, 2013. Counsel argued in the case of State v. Davontay Henson in this 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 this 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 this 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 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 this 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.

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

December 9th, 2013

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CERTIFICATE OF SERVICE

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 John Walt Whitmire, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 9th day of December 2013.

Susan B. Hackett

Susan B. Hackett
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 9th day of December, 2013.

Mark J. ... (L.S.)

Notary Public for South Carolina

My Commission Expires: July 3, 2023.