

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Richland County

Alison Renee Lee., Circuit Court Judge

RECEIVED

DEC 16 2013

S.C. Supreme Court

ADAM LEE BERARD,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-001351

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

The undersigned counsel would respectfully request a **final** thirty-day extension, until **January 15, 2014** 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 two prior orders 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. The Court of Appeals 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 James Prather v. State in this Court on November 25, 2013. Counsel filed brief of petitioner in the case of Michael Gonzales v. State on November 22, 2013 in the Court of Appeals. 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.

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

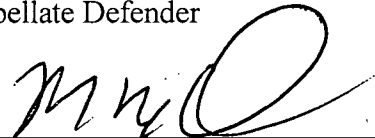
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final** thirty-day extension, until **January 15, 2014** 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,



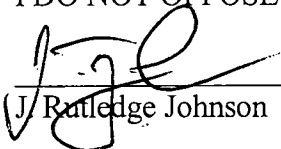
Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

December 16, 2013

I DO NOT OPPOSE:


J. Rutledge Johnson