

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to York County

John C. Hayes III, Circuit Court Judge

RECEIVED

DEC 16 2013

S.C. Supreme Court

JOHN E. BURCHFIELD,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2013-001331

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION FOR WRIT OF
CERTIORARI AND APPENDIX

Counsel for John Burchfield respectfully requests a **final thirty (30) day extension, until January 15, 2014**, in which to file the petition for writ of certiorari and appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Mr. John Burchfield respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tijuan Peake v. State of South Carolina with this Court on December 10, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of In The Matter of the Care and Treatment of Bobby Russell with this Court on December 10, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of In The Matter of the Care and Treatment of Christopher Taft with this Court on December 10, 2013. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. David Jakes with this Court on December 5, 2013. Counsel filed the petition for rehearing in the case of The State v. Oran Smith with the Court of Appeals on December 4, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Richard Dean Capps with the Court of Appeals on November 25, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Shane Lamar Moore v. State of South Carolina with this Court on November 22, 2013. Counsel had an oral argument in the case of In the Matter of the Care and Treatment of Vince Neal Way in this Court on November 20, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Rahim F. Carter v. State of South Carolina with this Court on November 14, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Barry Reynolds Styles v. State of South Carolina with this Court on November 7, 2013. Counsel had an oral argument in the case of The State v. Phillip Wesley Sawyer in this Court on November 5, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of In the Matter of the Care and Treatment of Timothy Geter with this Court on November 4, 2013.

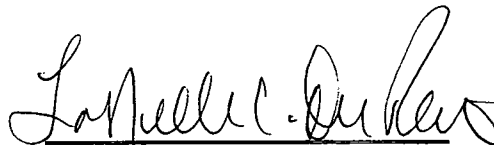
Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Irshad Muhammad v. State of South Carolina with this Court on October 31, 2013. Counsel attended and participated on the CLE Appellate Practice Project Seminar at the South Carolina Bar Conference Center on October 24, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tremon Doctor v. State of South Carolina with this Court on October 23, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. India Sowell with the Court of Appeals on October 17, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Anthony L. Mattison v. State of South Carolina with this Court on October 16, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Thomas Arnold Gregory v. State of South Carolina with this Court on October 16, 2013.

4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office consents to this request as shown by signature below.

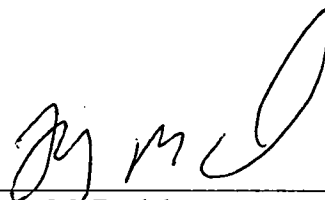
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until January 15, 2014**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



LaNelle C. Durant
Appellate Defender

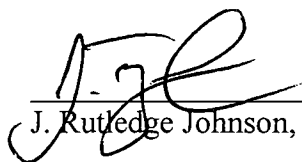
Attorney for Petitioner.



Robert M. Dudek
Chief Appellate Defender

This 16th day of December, 2013.

I consent:



J. Rutledge Johnson, Esquire