

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Dorchester County
Perry M. Buckner, Circuit Court Judge

ORIGINAL

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JAN - 2 2014

S.C. Supreme Court

JOHN EDWARD WEIK,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2007-060700

PETITION FOR EXTENSION TO FILE
THE REPLY TO THE INITIAL BRIEF OF RESPONDENT

The undersigned counsel respectfully requests a **final ten-day extension, until January 13, 2014**, in which to file the reply to the brief of respondent in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The reply to the brief of respondent is due to be served and filed today in this **death penalty case**.
2. Counsel is preparing for an oral argument in the case of State v. Michael Rogers on Tuesday, January 7, 2014 in the Court of Appeals. Counsel filed the brief of appellant in the case of State v. Curtis Simms in this Court on December 27, 2013. Counsel had an oral argument in the case State v. Nicholas Brannon on December 16, 2013 in the Court of Appeals.

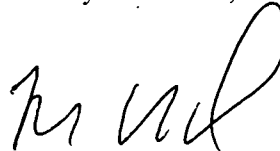
Counsel filed an initial brief of appellant in the case of State v. Albert Brandeberry on December 11, 2013 in the Court of Appeals. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kevin Gunter v. State on November 27, 2013 in this Court. Counsel filed the initial reply brief of appellant in the case of State v. Bobbie McCann in the Court of Appeals on November 26, 2013. Counsel filed the initial brief of appellant in the case of State v. Arthur James Buie in the Court of Appeals on November 22, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Manual Antonio Marin (in the COA) with co-counsel David Alexander in this Court on November 21, 2013. Counsel had an oral argument in the case of State v. Beulah Butler in this Court on November 20, 2013. Counsel filed the return to the petition for writ of certiorari in the case of Sharon Smith v. State in this Court on November 15, 2013. Counsel filed the return to the petition for rehearing in the case of State v. Steven Barnes, a death penalty case in this Court on November 14, 2013. Counsel had an oral argument in the case of State v. Jamaal Hinson with co-counsel Reid T. Sherard of Nelson Mullins in the Court of Appeals on November 14, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. James Irby in the Court of Appeals on November 8, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of In the Interest of James F., A Juvenile Under the Age of Seventeen in the Court of Appeals on November 6, 2013. Counsel filed the initial brief of appellant and designation of matter in case of State v. Lauri Danielle Hollis, a murder case with a merit directed verdict issue, in the Court of Appeals on November 4, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Thomas Geddie in the Court of Appeals on October 25, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Daqwan M. Johnson in the Court of Appeals on October 23, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Marion Bowman v. State, a **death penalty case with a 10,000 page appendix** with

co-counsel David Alexander and Michael Anzelmo in this Court on October 18, 2013. On October 16, 2013, Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Kendrick Taylor (in the COA) in this Court, as well as the initial brief of appellant and designation of matter in the case of State v. Don-Survi Chisolm, with co-counsel Lara Caudy, in the Court of Appeals. **Counsel also has extensive administrative duties as the Chief Appellate Defender.**

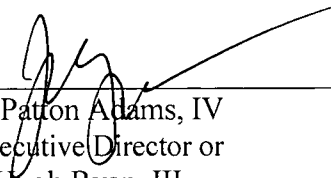
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final ten-day extension, until January 13, 2014**. Counsel respectfully requests that the time limits for filing the reply to the brief of respondent be held in abeyance pending a ruling on this motion.

Respectfully submitted,



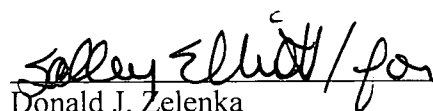
Robert M. Dudek
Chief Appellate Defender



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

January 2, 2014

I DO NOT OPPOSE:



Donald J. Zelenka