

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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JAN - 2 2014

Certiorari to Bamberg County

S.C. Supreme Court

Edgar W. Dickson, Circuit Court Judge

JAMES GUNNELLS,

PETITIONER,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-001890

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

The undersigned counsel respectfully requests a thirty-day extension in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.

2. On Friday, December 27, 2013 counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Aliaquon R Drake in this Court, also on Friday,


December 27, 2013 counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Jose Angel Herrera in this Court. On Thursday, December 19, 2013 counsel filed the initial brief of appellant and designation of matter in the case of State v. Akeem Smith in the Court of Appeals. On Thursday, December 12, 2013, counsel had an oral argument in the Court of Appeals in the case of State v. Kevin Bennett. On Friday, December 6, 2013 counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Antonio Barnes in this Court as well as the brief of petitioner in the case of State v. Jamar A. Robinson in the Court of Appeals. On Friday, November 22, 2013 counsel filed the brief of appellant and record on appeal in State v. Norman Keith Burgess in the Court of Appeals. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of State v. Manual Antonio Marin in this Court, on November 21, 2013. Also on Thursday, November 21, 2013, counsel filed the reply to the return to the petition for rehearing In the interest of Tyairy G., A Minor in the Court of Appeals. On Monday, November 18, 2013 counsel filed the brief of appellant and record on appeal in State v. Kevin Eugene Laws in the Court of Appeals. On Friday, November 8, 2013 counsel filed the brief of appellant and record on appeal in State v. Ryan Alan Williams in the Court of Appeals. On Thursday, November 7, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Brian A. Diggs v. State in the Court of Appeals. On Wednesday, November 6, 2013, counsel had an oral argument in the Court of Appeals in the case of State v. Eric Wright. Counsel filed the petition for rehearing in the Court of Appeals in In the interest of Tyairy G., A Minor on Tuesday, November 5, 2013. On Friday, November 1, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jeffery T. Lucas v. State in this Court.

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 thirty day extension. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,


David Alexander
Appellate Defender

January 2, 2014

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IN THE SUPREME COURT

Certiorari to Bamberg County
Edgar W. Dickson, Circuit Court Judge

JAMES GUNNELLS,

PETITIONER,

V.


STATE OF SOUTH CAROLINA,

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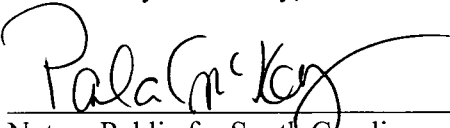
CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Daniel Gourley, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, and the South Carolina Court of Appeals this 2nd day of January, 2014.


David Alexander
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 2nd day of January, 2014.


_____(L.S.)
Notary Public for South Carolina
My Commission Expires: July 24, 2022.