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S.C. Supreme Court

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Aiken County

R. Ferrell Cothran, Jr., Circuit Court Judge

Opinion No. 2012-UP-091 (S.C. Ct. App. filed 2/22/2012)
09-GS-02-827

THE STATE,

RESPONDENT,

v.

MIKE SALLEY,

PETITIONER

Appellate Case No. 2012-212233

PETITION FOR EXTENSION TO FILE
THE BRIEF OF PETITIONER

The undersigned counsel respectfully requests a **final thirty day extension, until February 3, 2014**, in which to file the brief of petitioner in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

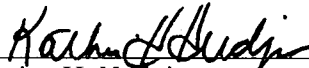
1. The brief of petitioner in this case is due to be served and filed today.
2. On Friday, December 27, 2013, counsel filed the petition for writ of certiorari and accompanying appendix In the Interest of Justin B., a minor under the age of seventeen in the United States Supreme Court. On Thursday, December 19, 2013, counsel filed the initial brief of appellant and designation of matter in the case of State v. Gabriel Jon Rios. Counsel filed the

petition for writ of certiorari and accompanying appendix in the case of Jonathan James v. The State of South Carolina on December 9, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Antonio Moultrie v. State on December 9, 2013. Counsel had an oral argument in the case of State v. Donta Kevon Reid in the Supreme Court, on December 5, 2013. On Friday, November 22, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. James Bowers. On Wednesday, November 20, 2013, counsel filed the initial brief of appellant and designation of matter in the case of State v. Bronson Shelley. On Tuesday, November 19, 2013, counsel had an oral argument in the South Carolina Supreme Court in the case of State v. Eric Dantzler. On Thursday, November 14, 2013, counsel filed the petition for rehearing in the cases of State v. Wesley Smith. On Wednesday, November 13, 2013, counsel filed Johnson petition for writ of certiorari and accompanying appendix in the case of Kenny Jackson v. State. On Wednesday, November 13, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the case of State v. Ted Abney. And also on Wednesday, November 13, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the case of State v. Antrell Felder. On Tuesday, November 12, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the case of State v. Roderick Bradley. On Monday, November 4, 2013, counsel filed the initial brief of appellant and designation of matter in the case of State v. James Carrier. On Tuesday, November 3, 2013, counsel had an oral argument in the South Carolina Court of Appeals in the case of State v. Ronald Black.

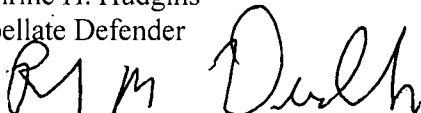
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until February 3, 2014**. Counsel respectfully requests that the time limits for filing the brief of petitioner be held in abeyance pending a ruling on this motion.

Respectfully submitted,




Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

January 3, 2014

I do not oppose:



Mark Farthing