

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Dorchester County

DeAndrea G. Benjamin, Circuit Court Judge

RECEIVED

JAN - 9 2014

S.C. Supreme Court

JAMES WEST,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2012-212845

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.

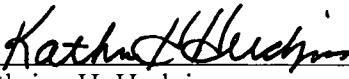
2. On Friday, December 27, 2013, counsel filed the petition for writ of certiorari and accompanying appendix In the Interest of Justin B., a minor under the age of seventeen in the United States Supreme Court. On Thursday, December 19, 2013, counsel filed the initial brief of appellant and designation 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.

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,



Kathrine H. Hudgins
Appellate Defender

January 9, 2014

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Dorchester County

DeAndrea G. Benjamin, Circuit Court Judge

JAMES WEST,

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V.

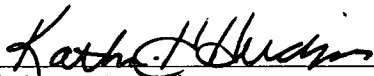
STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2012-212845

CERTIFICATE OF SERVICE

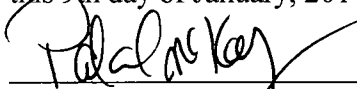
The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Megan Herrigan, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201 this 9th day of January, 2014.



Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 9th day of January, 2014:



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