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SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Spartanburg County

Roger L. Couch, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

RANDALL DEAN MATHENY,

APPELLANT

APPELLATE CASE NO. 2013-001924

**PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Shaheen Cabbagestalk v. State in this Court on February 11, 2014. Counsel argued in the case of The State v. David Gerrard Johnson in this Court on

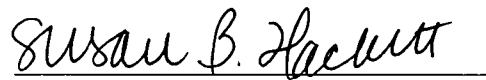
February 6, 2014. Counsel re-argued in the case of The State v Kendrick Littlejohn in this Court on February 5, 2014. Counsel argued in the case of Sandra Richardson v. State of South Carolina in this Court on February 3, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Prather v. State of South Carolina in the Supreme Court on January 27, 2013. Counsel argued in the case of State v. Tavario Dormell Brunson in the Supreme Court on January 22, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Thomas Outing v. State of South Carolina with the Supreme Court on January 16, 2014. Counsel filed the brief of respondent in the case of Chico Bell v. State of South Carolina with this Court on January 16, 2014. Counsel filed the brief of appellant in the case of State v. Johnny Longworth in this Court on January 14, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Nathaniel B. Beeks in this Court on January 13, 2014. Counsel filed the brief of respondent in the case of State v. Bentley Collins in the Supreme Court on January 10, 2014. Counsel argued in the case of State v. Malik Matthews in this Court on January 7, 2014. Counsel filed the brief of appellant in the case of State v. Christopher Jerome Shippy in this Court on January 6, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Eric Mance v. State in the Supreme Court on January 3, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Adam Lee Berard v. State in the Supreme Court on December 31, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Curtis J. Simms in the Supreme Court on December 27, 2013.

3. This request is made in good faith, and not for purposes of delay.

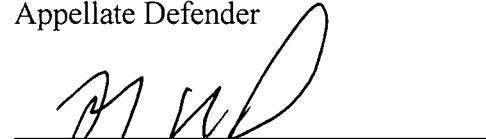
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in this case. Counsel requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

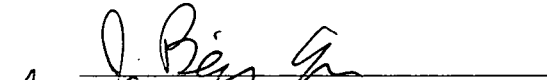


Susan B. Hackett
Appellate Defender


Robert M. Dudek
Chief Appellate Defender

February 18, 2014

I DO NOT OPPOSE:


for Sailey W. Elliott, Esquire