

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Newberry County

Eugene C. Griffith, Jr., Circuit Court Judge

RECEIVED

FEB 21 2014

S.C. Supreme Court

ROY JOHNSON,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-001617

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE
PETITION FOR WRIT OF CERTIORARI

Counsel respectfully requests a thirty day extension in which to file the petition for writ of certiorari in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix is due to be served and filed with the Court today.

2. Counsel respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted

and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.

3. On February 18, 2014, counsel filed a brief of appellant and designation of matter in State v. Jameccia Lomax with the Court of Appeals. On February 18, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Carnell Bland v. State with this Court. On February 7, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Steven Whitt v. State with this Court. On February 5, 2014, counsel held an oral argument in State v. Ricky S. Bowman before the Court of Appeals. On February 3, 2014, counsel filed a brief of appellant and record on appeal in State v. Cornelius Jerome Staggers, Jr. with the Court of Appeals. On January 30, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Shannon Tremell Hopkins v. State with this Court. On January 27, 2014, counsel filed a brief of appellant and record on appeal in State v. Juan Arroyo with the Court of Appeals. On January 24, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in John Drayton v. State with this Court. On January 16, 2014, counsel filed a brief of appellant and record on appeal in State v. Gregory Smith with the Court of Appeals. On January 15, 2014, counsel filed an initial brief of appellant and designation of matter in State v. Carolyn Poe with the Court of Appeals. On January 13, 2014, counsel filed the petition for writ of certiorari and accompanying appendix in Demarco Johnson v. State with this Court. On January 8, 2014, counsel held an oral argument in State v. Antonio Scott in the Court of Appeals. On January 6, 2014, counsel filed a brief of appellant and record on appeal in State v. Nicholas A. Smith with the Court of Appeals. On January 2, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Jared Williams v. State with this Court. On January 2, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in

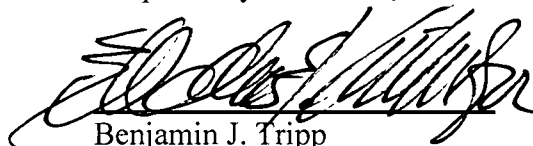
Jerry Jerome Smith v. State with this Court. On December 31, 2013, counsel filed a petition for writ of certiorari and accompanying appendix in Brandon Jones v. State with this Court. On December 19, 2013, counsel filed an initial brief of appellant and designation of matter in State v. Joseph Tice with the Court of Appeals. On December 18, 2013, counsel filed the brief of petitioner in Ernest L. Hall v. State in the Court of Appeals. On December 18, 2013, counsel filed the brief of petitioner in Joshua L. Forrest v. State in the Court of Appeals.

4. Counsel makes this request in good faith and not for purpose 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.

5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension in which to file the petition for writ of certiorari in this case based upon the above exigent circumstances.

Respectfully submitted,



Benjamin J. Tripp
Appellate Defender

Attorney for Petitioner

February 21, 2014

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IN THE SUPREME COURT

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Eugene C. Griffith, Jr., Circuit Court Judge

ROY JOHNSON,

PETITIONER,

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CERTIFICATE OF SERVICE

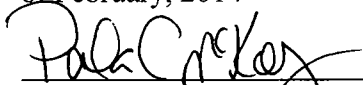
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon J. Rutledge Johnson, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 21st day of February, 2014.



Benjamin J. Tripp
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 21st day
of February, 2014

 (L.S.)

Notary Public for South Carolina
My Commission Expires: July 24, 2022.