

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Greenville County

R. Markley R. Dennis, Jr., Circuit Court Judge  
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MAR 12 2014

S.C. Supreme Court

JAMES WAITERS,

RESPONDENT,

V.

STATE OF SOUTH CAROLINA,

PETITIONER

Appellate Case No. 2013-000426  
\_\_\_\_\_

PETITION FOR EXTENSION TO FILE THE  
RETURN TO THE PETITION FOR WRIT OF CERTIORARI  
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The undersigned counsel respectfully requests a **final thirty day extension, until April 11, 2014**, in which to file the return to the petition for writ of certiorari in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The return to the petition for writ of certiorari in this case is due to be served and filed today.
2. Counsel had oral arguments in the cases of State v. Curtis Simms in the Supreme Court with co-counsel David Alexander and State v. Mark Peters in the Court of Appeals on March 5, 2014. Counsel had an oral argument in the case of State v. Jefferson Perry in the Court

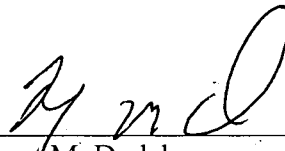
of Appeals on March 4, 2014. Counsel filed the brief of appellant in the case of State v. Jeremy Fleming on February 27, 2014 in the Court of Appeals. Counsel filed the brief of petitioner in the case of State v. Darian Robinson in this Court on February 25, 2014. Counsel filed the brief of appellant in the case of State v. Fred Cole Jr. in the Court of Appeals on February 21, 2014. Counsel filed a petition for rehearing in the case of State v. Patrick Guess in the Court of Appeals on February 20, 2014. Counsel has an oral argument in the case of John Edward Weik v. State, a death penalty case in this Court on February 19, 2014. Counsel filed the initial brief of appellant in the case of State v. Keith Letmon on February 6, 2014 in the Court of Appeals. Counsel assisted in the preparation for and attended the oral argument in the case State v. Anthony Nation in this Court on February 5, 2014. The case was argued by co-counsel Charles Grose. Counsel filed the brief of appellant in the case of State v. William Pou in the Court of Appeals on January 27, 2014. Counsel filed the brief of appellant in the case of State v. William Pearson in the Court of Appeals on January 24, 2014. Counsel filed the reply brief of appellant in the case of State v. Curtis Simms with co-counsel David Alexander in this Court on January 17, 2014. Counsel filed the return to petition for writ of certiorari in the case of In the Interest of Brandon M., A Juvenile Under the Age of Seventeen on January 14, 2014 in this Court. Counsel filed a reply brief of respondent in the case of John Edward Weik v. State, a death penalty case in this Court on January 10, 2014. Counsel had an oral argument in the case of State v. Michael Rogers in the Court of Appeals on January 7, 2014. **Counsel also has extensive administrative duties as the Chief Appellate Defender.**

3. As indicated by her consent below, counsel for the state does not oppose this request.

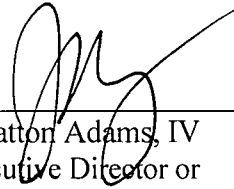
4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until April 11, 2014**. Counsel respectfully requests that the time limits for filing the return to the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Robert M. Dudek  
Chief Appellate Defender



T. Patton Adams, IV  
Executive Director or  
J. Hugh Ryan, III  
General Counsel

March 12, 2014

I do not oppose:



Karen Ratigan