

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

---

 ORIGINAL

Certiorari to Lexington County  
R. Lawton McIntosh, Circuit Court Judge

---

KEVIN COOK,

RECEIVED

PETITIONER, JUL 16 2012

V.

S.C. Supreme Court

STATE OF SOUTH CAROLINA,

RESPONDENT

---

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

---

Counsel for Kevin Cook respectfully requests an extension of thirty (30) days in which to file the petition for writ of certiorari and appendix 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:

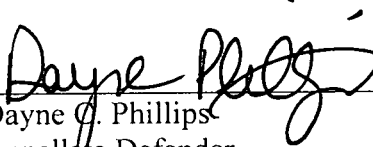
1. The petition for writ of certiorari and appendix is due to be served and filed with the Court today, July 16, 2012.
2. Counsel for Mr. Cook respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.
3. On July 13, 2012, counsel filed the initial brief of appellant and designation of matter in Antwan Grayson v. State in the Court of Appeals. On July 6, 2012 counsel filed the petitions for writ of certiorari and appendices in Thomas Evans v. State and Chadwick Cole v. State in this Court. On July 9, 2012

counsel filed the petition for writ of certiorari and appendix in Jameek J. Williams v. State in this Court. On today, counsel will file the initial brief of appellant and designation of matter in Antwan Grayson v. State in the Court of Appeals. On July 6, 2012 counsel filed the petitions for writ of certiorari and appendices in Thomas Evans v. State and Chadwick Cole v. State in this Court. On July 9, 2012 counsel filed the petition for writ of certiorari and appendix in Jameek J. Williams v. State. On June 21, 2012 counsel filed the petition for writ of certiorari in the Court of Appeals in State v. Nathaniel Murray. On June 20, 2012 counsel filed the petition for writ of certiorari and appendix in Douglas Rice v. State in this Court. On June 18, 2012 counsel filed the petition for writ of certiorari and appendix in Ivan A. Lee v. State in this Court. On June 14, 2012, counsel filed the petition for writ of certiorari and appendix in Preston Costa v. State in this Court. On June 6, 2012, counsel had an oral argument in State v. Tremaine Rashon Wray in the Court of Appeals. On June 4, 2012 counsel had an oral argument in State v. Kasseem Stephens in the Court of Appeals. On June 1, 2012, counsel filed the initial brief of appellant and designation of matter in State v. Ashley Moore in the Court of Appeals.

4. Counsel makes this request in good faith and not for purpose of delay.
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 and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,

  
Dayne C. Phillips  
Appellate Defender

Attorney for Petitioner

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

---

Certiorari to Lexington County  
R. Lawton McIntosh, Circuit Court Judge

---

KEVIN COOK,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

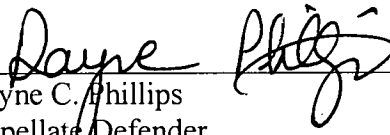
RESPONDENT

---

CERTIFICATE OF SERVICE

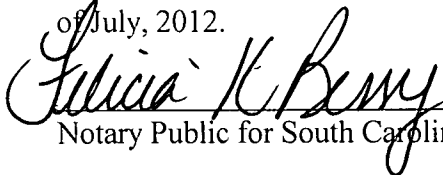
---

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 Kaelon May, Esquire, this 16th day of July, 2012.

  
\_\_\_\_\_  
Dayne C. Phillips  
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 16th day  
of July, 2012.

 (L.S.)  
Notary Public for South Carolina

My Commission Expires: June 21, 2020.