

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Certiorari to Beaufort County

Carmen T. Mullen, Circuit Court Judge

ORIGINAL

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APR 21 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JERRY SCANTLING,

APPELLANT

APPELLATE CASE NO. 2013-000488

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Jerry Scantling respectfully requests a **final thirty (30) day extension, until May 21, 2014**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fifth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel three previous extensions.
2. Counsel for Jerry Scantling 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 her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Erick Arroyo with this Court on April 16, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. James Allen Johnson with this Court on April 9, 2014. Counsel had oral argument in the case of State v. Steven Kranendonk with this Court on April 8, 2014. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of In The Interest of Tyairy G., Minor with the Supreme Court on April 1, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix and the Austin v. State petition for writ of certiorari in the case of Donnie M. Malpass v. State with the Supreme Court on March 27, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Daniel McNeil v. State with the Supreme Court on March 25, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Lamar Sequan Brown with this Court on March 24, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Tamar Bryant in this Court on March 19, 2014. Counsel filed the reply brief of appellant in the case of State v. Brenda Bratschi in this Court on March 14, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of William L. Childers v. State in the Supreme Court on March 12, 2014. Counsel had an oral argument in the case of State v. Jason A. Johnson in this Court on March 6, 2014. Counsel had an oral argument in the case of State v. Curtis J. Simms with co-counsel Robert M. Dudek in the Supreme Court on March 5, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Gunnells v. State in the Supreme Court on March 5, 2014. Counsel filed the brief of appellant in the case of State v. Curtis Fields in this Court on February 26, 2014. Counsel filed the reply to the return to the petition for writ of certiorari in the case of Mark Anthony Martucci v. State with the Supreme

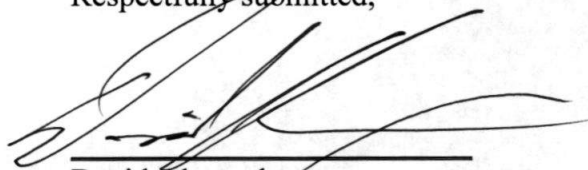
Court on February 21, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Lou Ann Robinson in this Court on February 18, 2014. Counsel had an oral argument in the case of State v. Julian Deandre Battle in this Court on February 4, 2014. Counsel filed the brief of respondent in the case of State v. William Coaxum, Sr. in the Supreme Court on January 27, 2014. Counsel filed the return to the petition for writ of certiorari in the case of Jwan T. Smith v. State in the Supreme Court on January 21, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Latron Bryant in the Supreme Court on January 16, 2014.

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 consents to this request shown by signature below.

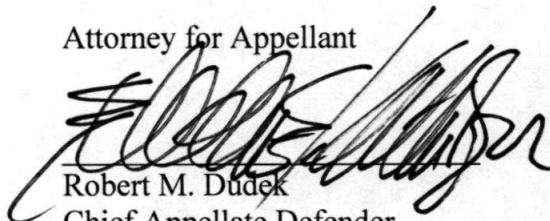
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until May 21, 2014**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

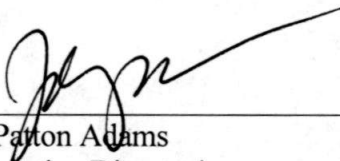


David Alexander
Appellate Defender

Attorney for Appellant



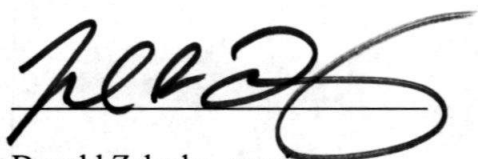
Robert M. Dudek
Chief Appellate Defender



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

This 21st day of April, 2014.

I consent:



FOR Donald Zelenka, esquire