

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Cherokee County

J. Derham Cole, Circuit Court Judge

 ORIGINAL

**RECEIVED**

APR 28 2014

**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

JOSEPH DANTE SATTERWHITE,

APPELLANT

APPELLATE CASE NO. 2013-001058

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

The undersigned counsel respectfully requests a thirty day extension, until May 28, 2014, 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 extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. Counsel filed the petition for rehearing in the case of State v. Cesar Portillo with this Court on Thursday, April 24, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Michael McKnight v. State with the Supreme Court on Monday, April 21, 2014. Counsel filed the initial reply brief of appellant in the case of State v.

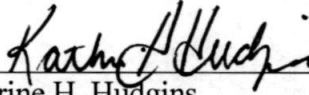
Gabriel Jon Rios in this Court on April 14, 2014. Counsel had an oral argument in the case of Walter Gaines v. State in this Court on Monday, April 7, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Gary Eugene Lott in this Court on April 4, 2014. Counsel filed the initial reply brief of appellant in the case of State v. James Carrier in the Supreme Court on April 3, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Travis Montre Smith v. State in the Supreme Court on Tuesday, April 1, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Naticia Laurent v. State in the Supreme Court on March 24, 2014. Counsel filed the initial brief of appellant in the case of State v. Donald Peters in this Court on Wednesday, March 18, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. James West in the Supreme Court on March 12, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Antwan McMillan (in the COA) on February 24, 2014.


3. 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.


4. As indicated by his 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. Counsel respectfully 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,

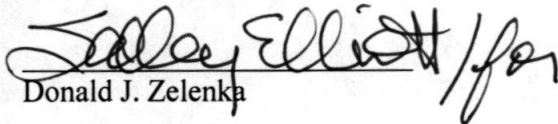
  
\_\_\_\_\_  
Kathrine H. Hudgins  
Appellate Defender

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

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

April 28, 2014

I DO NOT OPPOSE:

  
\_\_\_\_\_  
Donald J. Zelenka