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MAY 12 2014

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Spartanburg County  
Salley W. Elliott, Circuit Court Judge  
\_\_\_\_\_

THE STATE,

RESPONDENT,

V.

BRYAN M. HOLDER,

APPELLANT

APPELLATE CASE NO. 2013-001145

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

Counsel for Bryan M. Holder respectfully requests an extension of thirty (30) days 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 fourth 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 Bryan M. Holder 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.

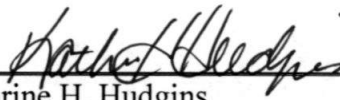
3. Counsel filed the Return to Respondent's Petition for Rehearing in the case of State v. Cesar Portillo with this Court on Monday, May 05, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Aaron W. Collier v. State with the Supreme Court on Monday, April 28, 2014. 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.

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.

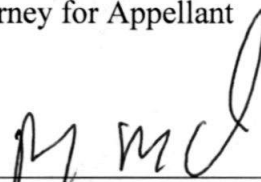
5. Counsel for the Attorney General's office consents to this request shown by signature below.

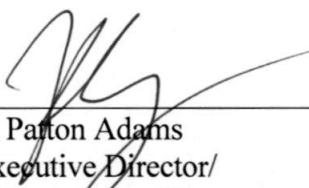
WHEREFORE, the undersigned counsel would respectfully request an additional thirty (30) day extension in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

  
Kathrine H. Hudgins  
Appellate Defender

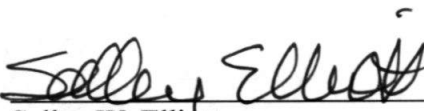
Attorney for Appellant

  
Robert M. Dudek  
Chief Appellate Defender

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

This 12<sup>th</sup> day of May, 2014.

I consent:

  
Salley W. Elliott