

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Florence County

William H. Seals, Jr., Circuit Court Judge

RECEIVED

MAY 27 2014

S.C. Supreme Court

DONNELL MCFADDEN,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-002667

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

Counsel respectfully requests a thirty day extension in which to file the petition for writ of certiorari 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.
2. Counsel 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 May 20, 2014, counsel filed a petition for writ of certiorari to the Court of Appeals and accompanying appendix in State v. Antonio Scott with this Court. On April 24, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Roy Johnson, Jr. v. State with this Court. On April 18, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Maurice Shaundell Hope v. State with this Court. On April 17, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Taveio Boston v. State with this Court. On April 16, 2014, counsel filed a petition for rehearing in State v. Ricky S. Bowman with the Court of Appeals. On April 4, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Conrad Little v. State with this Court. On March 27, 2014, counsel filed an initial reply brief of appellant In the interest of Jameccia L., a minor under the age of seventeen with the Court of Appeals. On March 24, 2014, counsel filed a brief of respondent in State v. Shawn Antonio Miller with this Court. On March 24, 2014, counsel filed a brief of appellant and record on appeal in State v. Leandro Aguirre with the Court of Appeals. On March 24, 2014, counsel filed a brief of respondent in State v. Shawn Antonio Miller with the Court of Appeals.

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 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 in this case based upon the above exigent circumstances.

Respectfully submitted,



Benjamin J. Tripp
Appellate Defender

Attorney for Petitioner

May 27, 2014

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Florence County
William H. Seals, Jr., Circuit Court Judge

DONNELL MCFADDEN,

PETITIONER,

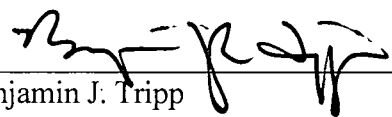
V.

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 Joshua L. Thomas Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 27th day of May, 2014.


Benjamin J. Tripp
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 27th day
of May, 2014


_____(L.S.)

Notary Public for South Carolina
My Commission Expires: October 24, 2021.