

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Marion County

D. Craig Brown, Circuit Court Judge

RECORDED

JUN 11 2014

SC Court of Appeals

CALVIN POMPEY,

RESPONDENT,

V.

THE STATE,

APPELLANT

APPELLATE CASE NO. 2013-001769

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

The undersigned counsel respectfully requests a thirty day extension, in which to file the initial brief of respondent 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 respondent and designation of matter in this case are due to be served and filed today.
2. Counsel is working on and planning to file the initial brief of appellant and designation of matter in the case of State v. Joseph Walker with this Court on Friday, June 13, 2014. Counsel has an oral argument in the case of State v. Darian Robinson in the Supreme Court tomorrow, June 12, 2014. Counsel filed the petition for rehearing in the case of State v. Bayan Aleskey, a death penalty case with the Supreme Court on June 6, 2014. Counsel filed the

initial brief of appellant and designation of matter in the case of State v. Anthony C. Johnson with this Court on June 4, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. McIver Feagin with this Court on May 23, 2014. Counsel went to death row at Lieber Correctional Institution on May 22, 2014 to meet with Sammie Stokes to discuss and prepare for the upcoming reconstruction hearing. Counsel filed the petition for rehearing in the case of State v. Mark Peters with this Court on Thursday, May 22, 2014. Counsel filed the brief of respondent in the case of Michael Hough v. State with this Court on May 21, 2014. Counsel filed the brief of petitioner in the case of State v. Derrick McDonald with the Supreme Court on May 13, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of In the Interest of Samuel B., a Juvenile Under the Age of Seventeen with this Court on May 7, 2014. Counsel had an oral argument in the case of State v. Victor White in this Court on May 6, 2014. Counsel filed the reply to return to petition for writ of certiorari in the case of State v. Marion Bowman, a death penalty case with the Supreme Court on May 5, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Daniel Willis with this Court on May 5, 2014. Counsel is working on the potential reconstruction hearing in the case of State v. Sammie Stokes, a death penalty case. Counsel filed the petition for rehearing in the case of State v. Charles Harris with this Court on April 17, 2014. Counsel had oral arguments in the cases of State v. Richey Boyd and State v. Tawanda Allen in this Court on April 10, 2014. Counsel filed the brief of respondent in the case of State v. Richard Bill Niles Jr. with the Supreme Court on April 9, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Jonathan Mallory with this Court on April 4, 2014.

Counsel also has extensive administrative duties as the Chief Appellate Defender.

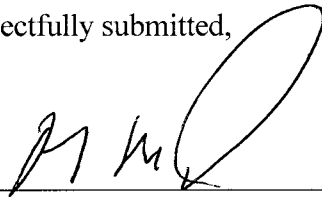
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will

hopefully become more manageable in the near future, and less extensions will need to be requested.

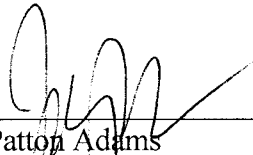
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

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,



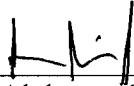
Robert M. Dudek
Chief Appellate Defender



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

June 11, 2014

I DO NOT OPPOSE:



Alphonso Simon Jr.