

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Dillon County

Paul M. Burch, Circuit Court Judge

RECEIVED

JUN 27 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

SAMMY LEE SCARBOROUGH,

APPELLANT

APPELLATE CASE NO. 2013-002458

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

Counsel for Sammy Lee Scarborough respectfully requests an extension of thirty (30) days, **until July 28, 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 third 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 two previous extensions.
2. Counsel for Sammy Lee Scarborough 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 brief of petitioner in the case of Carmen Latrice Rice v. State of South Carolina in this Court on June 25, 2014. Counsel had an oral argument in the case of The State v. Michael Pearson with this Court on June 17, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Marquis Jearies S. Robinson with this Court on June 11, 2014. Counsel had an oral argument in the case of The State v. Mike Salley with the Supreme Court on June 11, 2014. Counsel had an oral argument in the case of Stanley Wise v. State of South Carolina with this Court on June 4, 2014. Counsel filed petition for writ of certiorari and accompanying appendix in the case of Dexter Palmer v. State of South Carolina with the Supreme Court on June 2, 2014. Counsel filed brief of respondent in the case of Antonio D. Bordeaux v. State of South Carolina with the Supreme Court on June 2, 2014. Counsel filed brief of respondent in the case of The State v. Bryant J. Kinloch with the Supreme Court on May 30, 2014. Counsel filed petition for writ of certiorari and accompanying appendix in the case of Roderick Bradley v. State of South Carolina with the Supreme Court on May 29, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Joseph Dante Satterwhite with this Court on May 28, 2014. Counsel filed the brief of petitioner in the case of The State v. Demetrius Price with the Supreme Court on May 27, 2014. Counsel filed the brief of petitioner in the case of Darryl Frierson with this Court on May 27, 2014. Counsel filed the brief of petitioner in the case of The State v. Danny Ryant with this Court on May 16, 2014. Counsel filed the Petition for Rehearing in the case of The State v. Anthony Rodriekus Carter with this Court on May 15, 2014. Counsel filed the Petition for Rehearing in the case of The State v. Frankie Lee McGee with this Court on May 15, 2014.

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.

4. Counsel makes this request in good faith and not for purpose of delay.

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

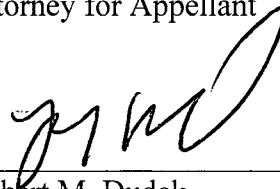
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, **until July 28, 2014**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Kathrine Hudgins
Appellate Defender

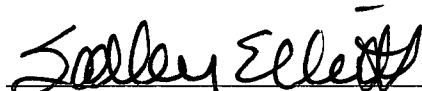
Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender

This 27th day of June, 2014.

I consent:


Salley W. Elliott, Esquire