

ORIGINAL

RECEIVED

JUN 27 2014

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Aiken County

Doyet A. Early III, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

HAROLD CARTWRIGHT,

APPELLANT

APPELLATE CASE NO. 2013-000894

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

The undersigned counsel respectfully requests a **final fourteen day extension, until July 11, 2014**, in which to file the initial brief of appellant and designation of matter in the above-referenced case. **Counsel will make every effort to file the brief in advance of that deadline.** 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. **Counsel intended to file the brief in this case today but work on State v. Curtis J. Simms trial court level matter, and administrative matters will prevent counsel from being able to file it today as planned. In addition, rehearing was denied in Bayan Aleksey v. State, a capital PCR in the State Supreme Court, and counsel is**

**coordinating with his federal habeas attorneys. Counsel regrets the necessity of this extension.**

2. In addition, Counsel had an oral argument in the case of State v. Richard Niles Jr. in the Supreme Court on Wednesday, June 25, 2014. Counsel filed the brief of petitioner in the case of State v. Christopher Heller in the Supreme Court on Monday, June 23, 2014. Counsel filed 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 had an oral argument in the case of State v. Darian Robinson in the Supreme Court yesterday, 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 Friday, 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

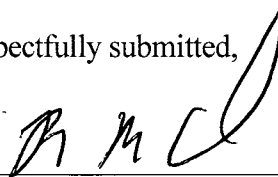
on the potential reconstruction hearing in the case of State v. Sammie Stokes, a death penalty case. Counsel filed the petition for rehearing in the case of State v. Charles Harris with this Court on April 17, 2014. **Counsel also has extensive administrative duties as the Chief Appellate Defender.**

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 her consent below, counsel for the state graciously consents to or does not oppose this request.

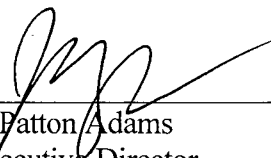
WHEREFORE, the undersigned counsel would respectfully request a **final fourteen day extension, until July 11, 2014**, in which to file the initial brief of appellant and designation of matter in the above-referenced case. **Counsel will make every effort to file the brief in advance of that deadline.** 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

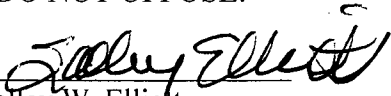


---

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

June 27, 2014.

I DO NOT OPPOSE:

  
Salley W. Elliott