

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

**RECEIVED**

JUL 2 2014

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Certiorari to Greenville County

D. Garrison Hill, Circuit Court Judge

**S.C. Supreme Court**

ALBERT SANTANIO KELLY,

PETITIONER,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-001864

\_\_\_\_\_  
**PETITION FOR EXTENSION TO FILE  
PETITION FOR WRIT OF CERTIORARI  
AND APPENDIX**  
\_\_\_\_\_

The undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.

2. Counsel filed the petition for writ of certiorari in the case of The State v. Quashon Middleton with the United States Supreme Court on July 1, 2014. Counsel filed the brief of petitioner in the case of Orlando Smith v. State of South Carolina with the Court of Appeals in July 1, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jaymes M. Woods v. State of South Carolina with the Supreme Court on June 30, 2014. Counsel filed a petition for rehearing in the case of State v. Douglas Bret Bishop in the Court of Appeals on June 26, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Samuel J. Jeter v. State in the Supreme Court on June 23, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Ahmad Jamal Wilkins in the Court of Appeals on June 20, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Morris C. Harris v. State in the Supreme Court on June 20, 2014. Counsel argued in the case of State v. Wayne Stewart Curry in the Court of Appeals on June 11, 2014. Counsel filed the Anders brief of appellant and designation of matter along with the Record on Appeal in the case of State v. Shawn Ashley Barrett in the Court of Appeals. Counsel filed a petition for rehearing in the case of State v. Clarence Williams Jenkins in the Court of Appeals on June 5, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Tyrone Whatley in the Supreme Court on June 3, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Derringer Young in the Supreme Court on June 2, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Wilton Q. Greene in the Court of Appeals on May 28, 2014. Counsel filed the initial brief of appellant and designation of matter in

the case of State v. Timothy Carson Ryder in the Court of Appeals on May 27, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Sam Harold Smith in the Supreme Court on May 21, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Leonard Eugene Jenkins in the Court of Appeals on May 16, 2014. Counsel filed the Anders brief of appellant and designation of matter along with the Record on Appeal in the case of State v. Reco Antonio Godbolt in the Court of Appeals on May 12, 2014. Counsel argued in the case of State v. Clarence Williams Jenkins in the Court of Appeals on May 6, 2014. Counsel filed the Anders brief of appellant and designation of matter along with the Record on Appeal in the case of State v. Zacoata Lopey in the Court of Appeals on May 5, 2014.

3. This request is made in good faith, and not for purposes of delay.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Susan B. Hackett  
Appellate Defender

July 2<sup>nd</sup>, 2014

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

\_\_\_\_\_  
Certiorari to Greenville County

D. Garrison Hill, Circuit Court Judge  
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ALBERT SANTANIO KELLY,

PETITIONER,

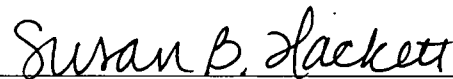
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

\_\_\_\_\_  
CERTIFICATE OF SERVICE  
\_\_\_\_\_

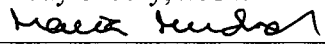
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Karen Ratigan, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 2<sup>nd</sup> day of July, 2014.



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Susan B. Hackett  
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me  
this 2<sup>nd</sup> day of July, 2014.

 (L.S.)  
\_\_\_\_\_  
Notary Public for South Carolina  
My Commission Expires: July 3, 2023.