

ORIGINAL

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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JUL 16 2014

SC Court of Appeals

Appeal from Horry County  
Edward B. Cottingham, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

DAYTON FRINKS,

APPELLANT

APPELLATE CASE NO. 2013-001127

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

The undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.
2. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Dantonio Heath in this Court on July 10, 2014. Counsel filed the petition for writ of certiorari to this Court in the case of State v. Jeffrey Dodd Thomas, with the Supreme Court on July 10, 2014. Counsel filed the petition for writ of certiorari

and accompanying appendix in the case of Kwaun Ka'Shawn Peay v. State in the Supreme Court on July 7, 2014. Counsel filed the petition for writ of certiorari to this Court in the case of The State v. Julia Gorman with the Supreme Court on July 7, 2014. 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 with this Court 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 this Court 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 this Court 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 this Court 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 this Court. Counsel filed a petition for rehearing in the case of State v. Clarence Williams Jenkins in this Court 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 this Court 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 this Court 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 this Court on May 16, 2014.

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

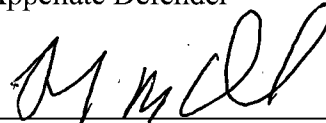
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in this case. Counsel 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,



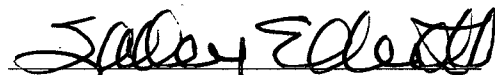
Susan B. Hackett  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

July 16, 2014

I DO NOT OPPOSE:

  
Salley W. Elliott, Esquire