

 ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Greenville County

D. Garrison Hill, Circuit Court Judge

RECEIVED

AUG - 4 2014

S.C. Supreme Court

ALBERT SANTANIO KELLY ,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-001864

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

The undersigned counsel would respectfully request a **final** thirty-day extension, until **September 3, 2014** 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 two prior orders of this Court.
2. Counsel filed the Anders brief of Appellant and designation of matter along with the Record on Appeal in the case of State v. Dayton Frinks in the Court of

Appeals on July 29, 2014. Counsel filed the petition for rehearing in the case of State v. Clarence Williams Jenkins in the Court of Appeals on July 24, 2014. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. David Gerrard Johnson with this Court on July 17, 2014. Counsel filed the Anders brief of appellant and designation of matter along with the Record on Appeal in the case of State v. Derrick Ladon Clark in the Court of Appeals on July 17, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Dantonyo Heath in the Court of Appeals on July 10, 2014. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Jeffrey Dodd Thomas, with this 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 this Court on July 7, 2014. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Julia Gorman with this Court on July 7, 2014. Counsel filed the petition for writ of certiorari in the case of 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 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 with this 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 this 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

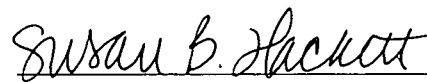
Morris C. Harris v. State in this Court on June 20, 2014. Counsel argued in the case of State v. Wayne Stewart Curry in the Court of Appeals on June 11, 2014. Counsel filed the Anders brief of appellant and designation of matter along with the Record on Appeal in the case of State v. Shawn Ashley Barrett in the Court of Appeals on June 5, 2014. Counsel filed a petition for rehearing in the case of State v. Clarence Williams Jenkins in the Court of Appeals on June 5, 2014.

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

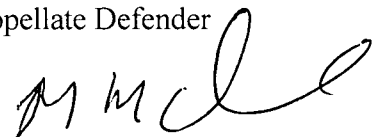
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final** 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,



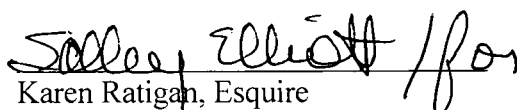
Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

August 4, 2014

I DO NOT OPPOSE:



Karen Ratigan, Esquire