

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Florence County

William H. Seals, Jr., Circuit Court Judge

RECEIVED

AUG 11 2014

S.C. Supreme Court

DONTE L. CAPERS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2014-000097

MOTION FOR AN EXTENSION OF TIME  
IN WHICH TO FILE THE PETITION FOR WRIT OF  
CERTIORARI AND APPENDIX

Counsel respectfully requests a **final extension of thirty (30) days until September 10, 2014**, in which to file the petition for writ of certiorari and appendix 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 petition for writ of certiorari and appendix is due to be served and filed with the Court today.
2. Counsel 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 his caseload, counsel hopes that no further extension requests will be required.

3. On August 8, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Reynaldo Gonzalez v. State with this Court. On July 30, 2014, counsel filed a brief of appellant and record on appeal in State v. Steve Franklin Grayson with the Court of Appeals. On July 28, 2014, counsel filed an initial brief of appellant and designation of matter in State v. Brian Curtis Mack with the Court of Appeals. On July 23, 2014, counsel filed an initial brief of appellant and designation of matter in State v. Teramine Lamont McCrorey with the Court of Appeals. On July 21, 2014, counsel filed a brief of petitioner and accompanying appendix in Martina R. Putnam v. State with the Court of Appeals. On July 9, 2014, counsel filed a brief of appellant and record on appeal in State v. Robert Jenkins with the Court of Appeals. On July 2, 2014, counsel filed a petition for writ of certiorari to the Court of Appeals in State v. Ricky S. Bowman with this Court. On June 30, 2014, counsel filed a brief of appellant and record on appeal in State v. Daniel Owens with the Court of Appeals. On June 27, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Donnell McFadden v. State with this Court. On June 13, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in George Jackson v. State with this Court. On June 11, 2014, counsel held an oral argument in State v. Shawn Antonio Miller before this Court. On June 5, 2014, counsel filed a brief of appellant and record on appeal in State v. Lavern Anderson with the Court of Appeals. On June 2, 2014, counsel filed a brief of appellant in State v. Jabbarie Brown with the Court of Appeals. On May 28, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Tony Moore. v. State with this Court.

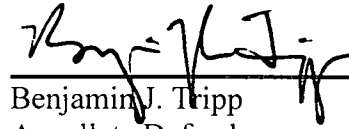
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

will hopefully become more manageable in the near future, and less extensions will need to be requested.

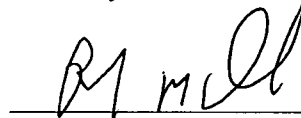
5. Counsel for the Attorney General's office consents to this request as shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until September 10, 2014**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances.

Respectfully submitted,

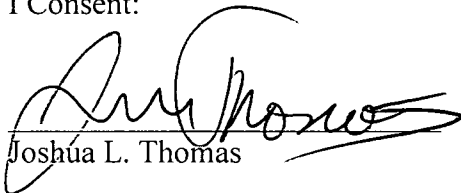
  
\_\_\_\_\_  
Benjamin J. Tripp  
Appellate Defender

Attorney for Petitioner

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

This 11th day of August, 2014

I Consent:

  
\_\_\_\_\_  
Joshua L. Thomas