

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

 ORIGINAL

Appeal from Florence County

D. Craig Brown, Circuit Court Judge

RECEIVED

AUG 06 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

NOESHEA FOLLONDOUS SAMUEL,

APPELLANT

APPELLATE CASE NO 2014-000200

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel respectfully requests an extension of thirty (30) days in which to file the Initial Brief of Appellant and Designation of Matter 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 initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel two previous extensions.
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 July 30, 2014, counsel filed a brief of appellant and record on appeal in State v. Steve Franklin Grayson with this Court. On July 28, 2014, counsel filed an initial brief of appellant and designation of matter in State v. Brian Curtis Mack with this Court. On July 23, 2014, counsel filed an initial brief of appellant and designation of matter in State v. Teramine Lamont McCrorey with this Court. On July 21, 2014, counsel filed a brief of petitioner and accompanying appendix in Martina R. Putnam v. State with this Court. On July 9, 2014, counsel filed a brief of appellant and record on appeal in State v. Robert Jenkins with this Court. On July 2, 2014, counsel filed a petition for writ of certiorari to the Court of Appeals in State v. Ricky S. Bowman with the Supreme Court. On June 30, 2014, counsel filed a brief of appellant and record on appeal in State v. Daniel Owens with this Court. On June 27, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Donnell McFadden v. State with the Supreme Court. On June 13, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in George Jackson v. State with the Supreme Court. On June 11, 2014, counsel held an oral argument in State v. Shawn Antonio Miller before the Supreme Court. On June 5, 2014, counsel filed a brief of appellant and record on appeal in State v. Lavern Anderson with this Court. On June 2, 2014, counsel filed a brief of appellant in State v. Jabbarie Brown with this Court. On May 28, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Tony Moore. v. State with the Supreme 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.

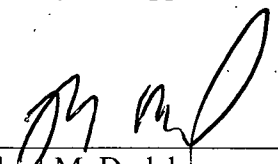
5. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request an additional thirty (30) day extension in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

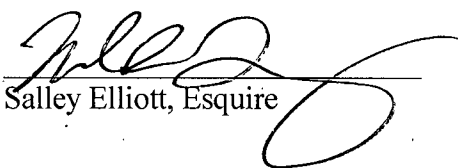

Benjamin J. Tripp
Appellate Defender

Attorney for Appellant


Robert M. Dudek
Chief Appellate Defender

This 6th day of August, 2014

I consent:

for 
Salley Elliott, Esquire