

DOCTRINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

\_\_\_\_\_  
Certiorari to Pickens County

G. Edward Welmaker, Circuit Court Judge  
\_\_\_\_\_

**RECEIVED**

AUG 13 2014

**S.C. Supreme Court**

MARK STANLEY PETERS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2014-001507  
\_\_\_\_\_

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

The undersigned counsel respectfully requests a one-time and final ten (10) day extension, pursuant to this Court's order of July 16, 2014 in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today. The Court granted petitioner one previous thirty-day extension in its order of July 15, 2014 -- one day prior to the Court issuing its July 16, 2014 order establishing a new policy regarding extensions in cases filed under Rule 242, SCACR. That order further advised that a party who had been granted an extension prior to the order may be granted one additional extension of ten (10) days upon a showing of good cause.

2. The good cause in this case is that that counsel has to be in Charleston, South Carolina this afternoon to meet with his client to further prepare for a reconstruction hearing Thursday, August 14, 2014 at 9:30 a.m. in the case of The State v. Travoris Hurst in Charleston. Further, counsel is uncertain at this time of the duration of the reconstruction hearing.

3. Additionally, counsel is also working on and planning to file the petition for rehearing in the case of State v. Tawanda Allen with the Court of Appeals today, Wednesday, August 13, 2014. Counsel also filed the petition for writ of certiorari and accompanying appendix in the case of The State v. Charles M. Harris with this Court on August 8, 2014. In addition, counsel also filed the initial brief of appellant and designation of matter in the case of The State v. Nathaniel Witherspoon with the Court of Appeals on August 6, 2014. Counsel also filed the petition for writ of certiorari and accompanying appendix with co-counsel, Reid T. Sherard in the case of The State of South Carolina v. Jamaal Hinson with this Court on July 29, 2014. Counsel also filed the petition to exceed twenty-five page limit for a petition for writ of certiorari in the case of The State of South Carolina v. Jamaal Hinson with this Court on July 29, 2014. In addition, counsel filed the return to petition for writ of certiorari in the case of James E. Waiters v. State of South Carolina with this Court on July 28, 2014. Counsel also filed the petition for writ of certiorari and accompanying appendix in the case of In The Matter of the Care and Treatment of Patrick Guess with this Court on July 23, 2014. Counsel also filed the petition for writ of certiorari and accompanying appendix in the case of Daryl L. Gray v. State with this Court on July 14, 2014. Counsel also filed the initial brief of appellant and designation of matter in the case of State v. Harold Cartwright with the Court of Appeals on July 11, 2014. Counsel also filed a motion to vacate convictions, remand for a new trial and to dismiss the appeal in the case of State v. Christina Reece with the Court of Appeals on July 3, 2014. Counsel also attended the oral argument in the case of State v. Richard Niles Jr. in this Court on June 25, 2014 with co-counsel Reid Sherard. Counsel also filed the brief of petitioner in the case

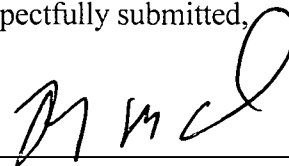
of State v. Christopher Heller in this Court on June 23, 2014. Counsel also filed the initial brief of appellant and designation of matter in the case of State v. Joseph Walker with the Court of Appeals on June 13, 2014. **Counsel also has extensive administrative duties as the Chief Appellate Defender.**

4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first -- and obviously will adjust to the new extension order --- so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

5. Opposing counsel for the Attorney General's office, Mark Farthing, kindly consents or does not oppose this request as shown by signature below.

WHEREFORE, for the above-mentioned reasons, and **as a showing of good cause**, the undersigned counsel would respectfully request a final ten-day extension, **until August 23, 2014, (which is Saturday, therefore, Monday, August 25, 2014)**, in which to serve and file the petition for writ of certiorari and accompanying appendix. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



---

Robert M. Dudek  
Chief Appellate Defender

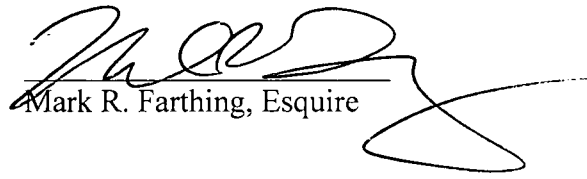


---

T. Patton Adams  
Executive Director/  
J. Hugh Ryan, III  
General Counsel

This 13th day of August, 2014.

I consent:



Mark R. Farthing, Esquire