

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Orangeburg County
L. Casey Manning, Circuit Court Judge

RECEIVED

AUG 28 2014

S.C. Supreme Court

SAMMIE LOUIS STOKES,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-000635

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

The undersigned counsel respectfully requests a thirty day extension, **until September 29, 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. Pursuant to the Court's letter dated July 29, 2014, the petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today **in this death penalty case**. However, due to his heavy caseload as explained below, and due to the fact that Keir Weyle is co-counsel, counsel requests a thirty day extension in which to file the petition for writ of certiorari and accompanying appendix **in this death penalty case**.

2. Counsel has oral arguments he is preparing for in the cases of State v. Derell Green (counsel is helping Lara Caudy prepare to argue this case for him), State v. Jason Bauman, and State v. Bobbie McCann before the Court of Appeals the week of September 8-12, 2014.

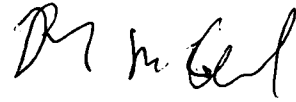
3. Counsel filed the record on appeal in the case of Michael D. Hall v. State of South Carolina which was granted, and expedited in the original jurisdiction of the Supreme Court, with this Court on August 27, 2014. Counsel also filed the petition for writ of certiorari and accompanying appendix in the case of The State v. Mark Stanley Peters with this Court on August 25, 2014. Counsel filed the designation of matter in the case of Michael D. Hall v. State of South Carolina with this Court on August 22, 2014. Counsel also filed the initial brief of respondent in the case of State v. Calvin Pompey with the Court of Appeals on August 22, 2014. Counsel also filed the initial brief of respondent and designation of matter in the case of State v. Shannon Scott with this Court on August 21, 2014. Counsel also filed the petition for rehearing in the case of State v. Victor A. White with the Court of Appeals on August 21, 2014. Counsel also filed the petition for rehearing with the Court of Appeals on August 21, 2014. Counsel also filed the initial reply brief of appellant in the case of State v. William Pou with the Court of Appeals on August 20, 2014. Counsel also had to prepare his power-point presentation for the summary judge's conference Tuesday, August 19, 2014. Counsel also filed the return to motion to appoint outside counsel in the case of Damon Jones aka Damian Jones v. State with this Court on August 18, 2014. Counsel also was preparing for and attending a reconstruction hearing in the case of State v. Tavoris Hurst held in Charleston, SC on August 14, 2014. Counsel also filed the petition for rehearing in State v. Tawanda Allen with the Court of Appeals on 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. 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. Counsel also 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 rehearing with co-counsels Charles Grose, Jr. and Shane E. Goranson in the case of State v. Anthony Nation with this Court on July 17, 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 had an oral argument in the case of State v. Richard Niles Jr. in this Court on June 25, 2014.

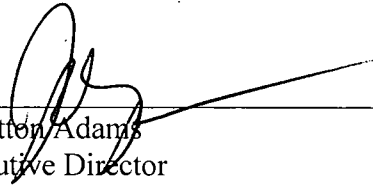
4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, **until September 29, 2014**, in which to 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 28th day of August, 2014.

DENIAL

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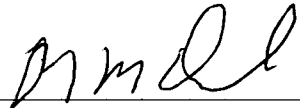
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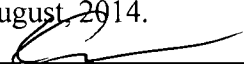
CERTIFICATE OF SERVICE

I certify that a true copy of the petition for extension to file the petition for writ of certiorari and accompanying appendix in this case was served on Donald J. Zelenka, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201 on August 28, 2014.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 29th day
of August, 2014.
 (L.S.)
Notary Public for South Carolina
My Commission Expires: August 21, 2023.