

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Berkeley County

Deadra L. Jefferson, Circuit Court Judge

RECEIVED

AUG 29 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

CHRISTOPHER W. BERKE,

APPELLANT

APPELLATE CASE NO. 2014-000464

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

The undersigned counsel respectfully requests a thirty day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. Counsel filed the return to the petition for writ of certiorari to the Court of Appeals in the case of State v. Kevin Tyrone Bennett with the Supreme Court on August 28, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Gerald Barrett with this Court on August 27, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. William Donald Bolt with this Court on August 20,

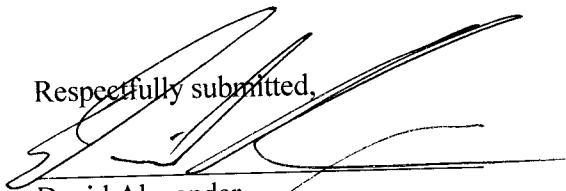
2014. Counsel filed the brief of appellant and designation of matter in the case of State v. Talmadge Rowell with this Court on August 8, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. John Edwards Haynes with this Court on July 29, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Randall S. Tyler v. State of South Carolina with the Supreme Court on July 28, 2014. Counsel filed the brief of appellant and designation of matter in the case of State v. Benjamin William Rhodes with this Court on July 17, 2014. Counsel filed the petition for rehearing in the case of State v. Jason Alan Johnson with this Court on July 14, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Brandon S. McDevitt v. State of South Carolina with the Supreme Court on July 14, 2014. Counsel filed the brief of petitioner in the case of Charles Ray Dean v. State of South Carolina with this Court on July 11, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix to the Court of Appeals in the case of State v. Eric Wright with the Supreme Court on July 11, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Matthew Antwan Jackson with this Court on July 11, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Nathaniel McGee v. State of South Carolina with the Supreme Court on July 2, 2014. Counsel had an oral argument in the case of State v. Jomar Robinson with the Supreme Court on June 24, 2014.

3. 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.

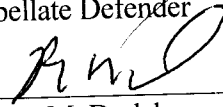
4. As indicated by the consent below, counsel for the State graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully 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,




David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

August 29th, 2014

I do not oppose:


for

Salley W. Elliott, Esquire