

STATE OF SOUTH CAROLINA

 ORIGINAL.

IN THE COURT OF APPEALS

Appeal from Newberry County

R. Knox McMahon, Circuit Court Judge

RECEIVED

SEP 15 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MANDY SMITH,

APPELLANT

APPELLATE CASE NO. 2013-002209

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

Counsel for Mandy Smith respectfully requests a **final five (5) day extension, until Friday, September 19, 2014**, 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 fifth 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 four previous extensions.

2. Counsel for Mandy Smith 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 her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Randall Sanders v. State with the Supreme Court on September 10, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Alexander Samuel v. State with the Supreme Court on September 10, 2014. Counsel had an oral argument in the case of State v. James Harris in this Court on Tuesday, September 9, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Martin Floyd with this Court on Friday, September 5, 2014. Counsel filed the brief of petitioner in the case of State v. Richard Beekman with the Supreme Court on September 4, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Shannon McGee v. State with the Supreme Court on September 4, 2014. Counsel filed the petition for rehearing in the case of State v. Randy Crosby with this Court on September 4, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Robert Orlando Hill v. State 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. Dennis Penny with this Court on August 27, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Dytavis Hinton v. State in the Supreme Court on August 21, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Kenneth Bell with this Court on August 11, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Anthony Wilson v. State in the Supreme Court on August 7, 2014. Counsel filed the initial reply brief in the case of State v. Dan Temple in this Court on August 7, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Jovan Mitchell in this Court on August 1, 2014.

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 a **final five (5) day extension until Friday, September 19, 2014**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

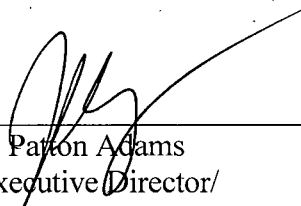


Carmen V. Ganjehsani
Appellate Defender

Attorney for Appellant



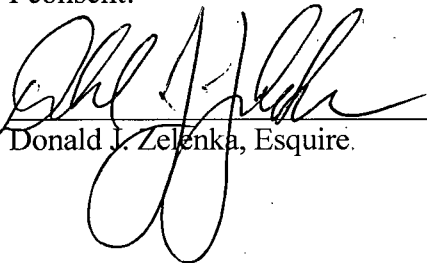
Robert M. Dudek
Chief Appellate Defender



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

This 15th day of September, 2014.

I consent:



Donald J. Zelenka, Esquire.