

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Spartanburg County
J. Mark Hayes, II, Circuit Court Judge

ORIGINAL
RECEIVED

JUN 23 2010

S.C. SUPREME COURT

NATHANIEL GREEN,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION FOR WRIT OF
CERTIORARI AND APPENDIX

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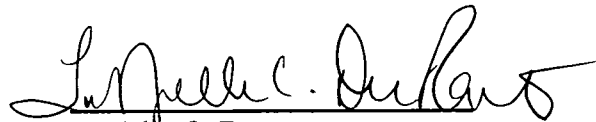
Counsel for Nathaniel Green respectfully requests an extension of thirty (30) days in which to file the petition for writ of certiorari and appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

- (1) The petition for writ of certiorari and appendix are due to be served and filed June 23, 2010.
- (2) Counsel for Mr. Green 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) On May 24, 2010, counsel filed the petition for writ of certiorari and appendix in the cases of Marques Huson v. State and James A. Giles v. State. On June 8, 2010, counsel filed the brief of petitioner in the cases of Terrance Edwards v. State and Demarcus Simuel v. State and had an oral argument in the case of State v. Reginald Latimore in the Court of Appeals. On June 9, 2010, counsel filed the petition for writ of certiorari and appendix in the case of Eric Wallace v. State and the initial brief of appellant and designation of matter in the case of State v. Richard Kough. On June 15, 2010, counsel filed the petition for writ of certiorari and appendix in the case of Tommy Young v. State. On June 17, 2010, counsel filed the petition for rehearing in the case of In the Matter of the Care and Treatment of Bobby Manigo. On June 18, 2010, counsel filed the initial brief of appellant and designation of matter in the case of State v. Joel Bedenbaugh.
- (4) Counsel has not had time to complete the petition for writ of certiorari and appendix in this case. As a result, counsel respectfully asks this Court for an additional 30 day extension of time to file the petition for writ of certiorari and appendix. Counsel understands that the Court has granted one previous extensions in this case. Counsel is striving to limit the number of extensions requested.
- (5) Counsel makes this request in good faith and not for purpose of delay.
- (6) Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "LaNelle C. Durant", written in a cursive style.

LaNelle C. Durant
Appellate Defender

Attorney for Petitioner.

June 23, 2010.

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IN THE SUPREME COURT

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Certiorari to Spartanburg County

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NATHANIEL GREEN,

PETITIONER,

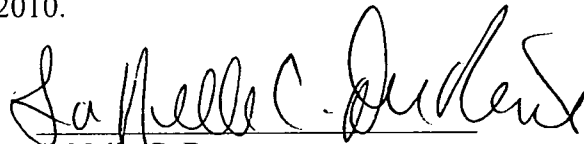
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

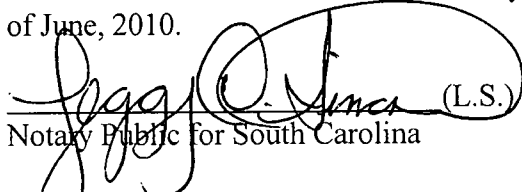
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Suzanne H. White, this 23rd day of June, 2010.



LaNelle C. Durant
Appellate Defender

ATTORNEY FOR PETITIONER.

SWORN TO BEFORE ME this 23rd day
of June, 2010.



(L.S.)
Notary Public for South Carolina

My Commission Expires: December 4, 2017.