

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Orangeburg County

L. Casey Manning, Circuit Court Judge

RECEIVED

SEP 29 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 October 29, 2014**, in which to file the petition for writ of certiorari and accompanying appendix. 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 on August 29, 2014, and having been extended it is due to be served and filed today. However, due to his heavy workload as explained below, and due to the fact that Keir Weyble 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.**

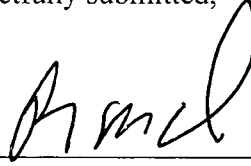
2. Counsel filed the petition for rehearing with co-counsel, Susan Hackett, in the case of Richard Bernard Moore v. State of South Carolina with this Court on Friday, September 26, 2014. Counsel prepared for and presented his power-point presentation on the Case Law Update for the 2014 Annual Public Defender Conference held September 22-24, 2014 in Myrtle Beach, South Carolina. Counsel filed the petition for rehearing in the case of State of South Carolina v. Christina Reece with the Court of Appeals on September 12, 2014. Counsel had an oral argument in the case of State v. Bobbie McCann before the Court of Appeals on September 12, 2014. Counsel also had an oral argument in the case of State v. Jason Bauman before the Court of Appeals on September 10, 2014. Counsel also had an oral argument in the case of State v. Derell Green which he assisted Appellate Defender Lara Caudy in preparing to argue for him before the Court of Appeals on September 8, 2014. Counsel also filed the reply to return to petition for writ of certiorari with co-counsel, Reid T. Sherard in the case of State v. Jamaal Hinson with this Court on September 8, 2014. Counsel also filed the brief of petitioner with co-counsel, David Alexander, in the case of State v. Darren Jerome Scott with this Court on September 4, 2014. Counsel also filed the petition for rehearing in the case of The State v. Anthony K. Blakney with the Court of Appeals on September 4, 2014. Counsel also filed the initial brief of appellant and designation of matter in the case of The State v. Andrew Antonio Clemons with the Court of Appeals on September 4, 2014. Counsel also 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 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 in the case of State v. Jefferson Perry 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 on the Fourth Amendment for the summary judge's conference Tuesday, August 19, 2014. Counsel also was preparing for and attending a reconstruction hearing in the case of State v. Travoris 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 has extensive administrative duties as the Chief Appellate Defender.**

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.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, **until October 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 29th day of September, 2014.

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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V.

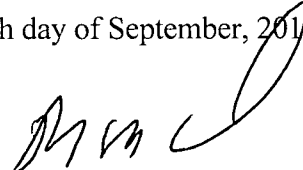
STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-000635

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Donald J. Zelenka, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 29th day of September, 2014.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 29th day of September, 2014.

Rhonda Deneese Zoyworth (S.)
Notary Public for South Carolina
My Commission Expires: October 17, 2021.