

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Aiken County

Michael G. Nettles, Circuit Court Judge  
\_\_\_\_\_

THE STATE,

V.

BARRY EUGENE LAFAVOR,

**RECEIVED**  
OCT 02 2013  
RESPONDENT, **SC Court of Appeals**

APPELLANT

APPELLATE CASE NO. 2013-000568

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

Counsel respectfully requests an extension of thirty (30) days 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 third 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 two previous extensions.

2. Counsel 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.

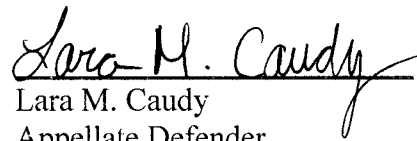
3. On October 1, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in David Myers v. State with the Supreme Court. On September 19, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Michael Watts v. State with the Supreme Court. On September 22, 2014 through September 24, 2014, counsel attended the Public Defender's Conference. On September 18, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Quintin J. Holt v. State with this Court. On September 11, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Donald S. Jones v. State with the Supreme Court. On September 8, 2014, counsel held an oral argument in State v. Derell Green before this Court. On September 5, 2014, counsel filed a brief of appellant and record on appeal in In the interest of Bradley M. with this Court. On August 28, 2014, counsel participated in a reconstruction hearing scheduled before the Honorable L. Casey Manning in the case of State v. Michael Hockaday. On August 27, 2014, counsel filed an initial brief of appellate and designation of matter in State v. Greg J. Floyd with this Court. On August 22, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Arkella Rena Brown v. State with the Court of Appeals. On August 21, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Derrick Grant v. State with the Supreme Court. On August 14, 2014, counsel participated in a reconstruction hearing scheduled before the Honorable J. C. Nicholson in the case of State v. Travoris Hurst. On August 7, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Randolph Frazier v. State with Supreme Court. On August 4, 2014, counsel filed a petition for writ of certiorari, accompanying appendix and supplemental appendix in Kevin Walton v. State with the Supreme Court.

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 an additional thirty (30) day extension in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

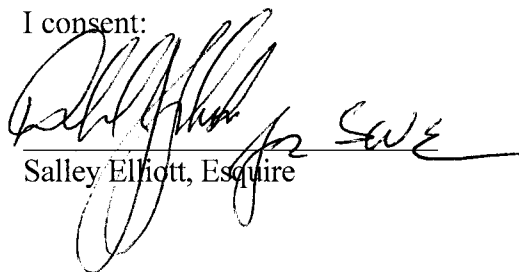
  
Lara M. Caudy  
Appellate Defender

Attorney for Appellant

  
Robert M. Dudek  
Chief Appellate Defender

This 2nd day of October, 2014

I consent:

  
Salley Elliott, Esquire