

Document

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to York County

J. Michael Baxley, Circuit Court Judge

RECEIVED

OCT - 8 2014

S.C. Supreme Court

STEVEN R. TIMMONS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2014-000704

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

Counsel respectfully requests a thirty day extension in which to file the petition for writ of certiorari 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 is due to be served and filed with the Court today.
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 his caseload, counsel hopes that no further extension requests will be required.


3. Counsel is filing a petition for writ of certiorari and accompanying appendix in Shaquan Burgess v. State with this Court, today, October 8, 2014. On October 3, 2014, counsel filed a brief of appellant and record on appeal in State v. David Wayne Thompkins with the Court of Appeals. On October 2, 2014, counsel filed a brief of appellant and record on appeal in State v. Noeshea F. Samuel with the Court of Appeals. On September 30, 2014, counsel filed an initial brief of appellant and record on appeal in State v. John William Dobbins with the Court of Appeals. On September 17, 2014, counsel filed a brief of appellant and record on appeal in State v. Deshawn Foster with the Court of Appeals. On September 17, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Shalla Marshall v. State with this Court. On September 15, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Eddie Pilcher v. State with this Court. On September 9, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Donte L. Capers v. State with this Court. On September 9, counsel held an oral argument in State v. Sarah Cardwell before the Court of Appeals. On September 4, 2014, counsel filed an brief of appellant and record on appeal in State v. Christopher Roberts with the Court of Appeals. On August 26, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Willaim L. Gainey. v. State with this Court. On August 26, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Ronnie Goggins. v. State with this Court. On August 12, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Frank Bolin, Jr. v. State with this Court. On August 8, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Reynaldo Gonzalez v. State with this 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 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 in this case based upon the above exigent circumstances.

Respectfully submitted,


Benjamin J. Tripp
Appellate Defender

Attorney for Petitioner

October 8, 2014

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to York County
J. Michael Baxley, Circuit Court Judge

STEVEN R. TIMMONS,

PETITIONER,

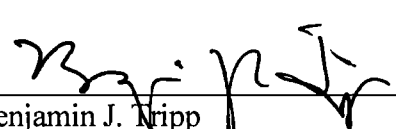
V.

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 J. Rutledge Johnson, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 8th day of October, 2014.


Benjamin J. Nipp
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 8th day
of October, 2014

 (L.S.)

Notary Public for South Carolina

My Commission Expires: October 24, 2021.