

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Spartanburg County  
Alexander S. Macaulay, Circuit Court Judge  
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**RECEIVED**

OCT 13 2014

**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

JAVAN F. MAYS,

APPELLANT

APPELLATE CASE NO. 2013-002530  
\_\_\_\_\_

**PETITION FOR EXTENSION TO FILE  
INITIAL BRIEF OF APPELLANT AND  
DESIGNATION OF MATTER**  
\_\_\_\_\_

The undersigned counsel would respectfully request a **final thirty-day extension** in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by three prior orders of this Court.
2. Counsel is filing the brief of petitioner in the case of Anthony Sanders v. State in the Supreme Court today October 13, 2014. Counsel is filing the brief of petitioner in the case of Eunice McCall v. State in the Supreme Court today October 13,

2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Michael E. Hyatt in this Court on October 10, 2014. Counsel filed the petition for rehearing in the case of State v. Desmond Sams in the Supreme Court on October 9, 2014. Counsel argued the case of State v. Marty Baggett in this Court on October 6, 2014. Counsel filed the brief of petitioner in the case of Michael D. Hall v. State in the Supreme Court on October 6, 2014. Counsel filed the Anders brief of Appellant and designation of matter with the Record on Appeal in the case of State v. Courtney Michelle Woodard in this Court on October 6, 2014. Counsel filed the petition for writ of certiorari in the case of Bernard O. Gilliard v. State in the Supreme Court on September 30, 2014. Counsel filed the petition for writ of certiorari in the case of State v. Douglas Bret Bishop in the Supreme Court on September 30, 2014. Counsel filed a petition for re-hearing in a capital case, Richard Moore v. State on September 26, 2014. On September 22-24, 2014, counsel attended the Public Defender Conference in Myrtle Beach, South Carolina. Counsel filed the petition for writ of certiorari in the case of State v. Clarence Williams Jenkins in the Supreme Court on September 24, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. James Rose in this Court on September 19, 2014. Counsel filed the brief of petitioner in the case of Jomer Hill v. State in this Court on September 17, 2014. Counsel filed the return to motion to dismiss in the case of State v. Kevin L. Howard in this Court on September 15, 2014. Counsel argued the case of State v. Ralph B. Hayes in this Court on September 11, 2014. Counsel argued the case of State v. Matthew Fullbright in this Court on September 10, 2014. Counsel argued in the case of State v. Alexander L. Hunsberger in this Court on September 9, 2014. Counsel argued in the case of Chico Bell v. State in this Court on

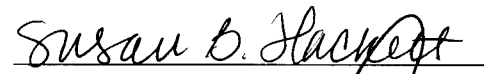
September 8, 2014. Counsel filed the petition for rehearing in the case of State v. Bentley Collins in the Supreme Court on September 4, 2014. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Alvin D. Arnold in this Court on September 2, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Albert Santanio Kelly v. State in the Supreme Court on August 29, 2014. Counsel participated in a reconstruction hearing on August 28, 2014 before the Honorable L. Casey Manning in the case of State v. Michael Hockaday. Counsel filed the initial brief of appellant and designation of matter in the case of State v. James Simmons, Jr. in this Court on August 20, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Fred R. Rutland v. State in the Supreme Court on August 18, 2014.


3. This request is made in good faith, and not for purposes of delay.

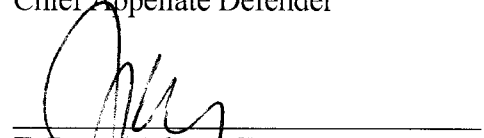
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension** in which to file the initial brief of appellant and designation of matter in this case. Counsel requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

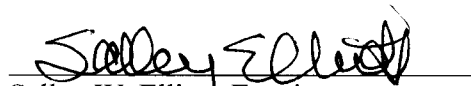
  
\_\_\_\_\_  
Susan B. Hackett  
Appellate Defender

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

  
\_\_\_\_\_  
T. Patton Adams, IV  
Executive Director or  
J. Hugh Ryan, III  
General Counsel

October 13, 2014

I DO NOT OPPOSE:

  
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Salley W. Elliott, Esquire