

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Certiorari to Lexington County
Thomas A. Russo, Circuit Court Judge

RECEIVED

OCT 13 2014

THE STATE,

SC Court of Appeals
RESPONDENT,

V.

SHAWN WILLIAM SHARPE,

APPELLANT

APPELLATE CASE NO. 2013-001915

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

Counsel for Shawn Sharpe respectfully requests a **final thirty (30) day extension**, 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 fifth request for an extension. **Counsel believes he will be able to file the brief well in advance of the requested thirty-day extension; however, due to an upcoming surgical procedure which has not yet been scheduled, counsel is hesitant to give an exact date in advance of the thirty days which is counsel's usual practice when seeking a fifth 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 transcript exceeds 700 pages.** The Court has granted counsel four previous extensions.

2. Counsel for Shawn Sharpe 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 also working in the case of State v. Ricky Lee Blackwell, a direct appeal in a capital case, and the transcript is 4.751 pages long.** Counsel filed the initial reply brief in the case of State v. Erick Arroyo with this Court on October 10, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Sterling Devonte Brown v. State of South Carolina with the Supreme Court on October 9, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Markelle Jamar Reid v. State of South Carolina with the Supreme Court on October 8, 2014. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of State v. Steven Kranendonk with the Supreme Court on October 6, 2014. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Jason Alan Johnson with the Supreme Court on October 3, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Greg K. Isaac with this Court in September 26, 2014. Counsel attended and participated in the 2014 Annual Public Defender on September 22, 23, and 24, 2014. Counsel filed the brief of appellant in the case of State v. Jabriel L. Singleton with this Court on September 19, 2014. Counsel had an oral argument in the case of State v. Antonio Glover in this Court on September 11, 2014. Counsel had an oral argument in the case of State v. Anthony Jackson in this Court on September 10, 2014. Counsel had an oral argument in the case of State v. Christopher Paul Mahaffey in this Court on September 9, 2014. Counsel filed the brief of petitioner in the case of State v. Darren G. Scott with the Supreme Court on September 4, 2014. Counsel filed the return to the petition for writ of certiorari to the Court of Appeals in the case of State v. Julian De'Andre Battle with the Supreme Court on September 3, 2014. Counsel filed the return to the petition for writ of certiorari to the Court of Appeals in the case of State v. Kevin Tyrone Bennett with the Supreme Court on August 28, 2014. Counsel 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 the Supreme Court on August 27, 2014, as co-counsel. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Gerald Barrett with this Court on August 27, 2014. Counsel filed the designation of matter in the case of Michael D. Hall v. State of South Carolina with the Supreme Court on August 22, 2014, as co-counsel.

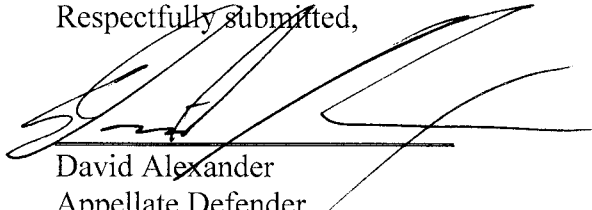
Counsel filed the initial brief of appellant and designation of matter in the case of State v. William Donald Bolt with this Court on August 20, 2014.

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.

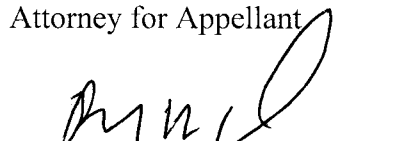
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension** in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

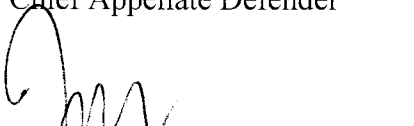


David Alexander
Appellate Defender

Attorney for Appellant



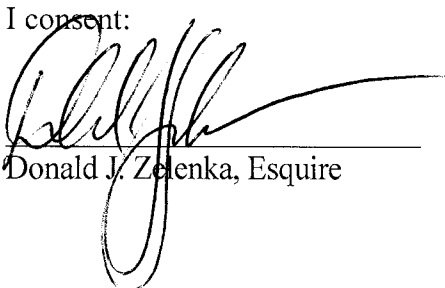
Robert M. Dudek
Chief Appellate Defender



T. Patton Adams
Executive Director/
J. Hugh Ryan, III
General Counsel

This 13th day of October, 2014.

I consent:



Donald J. Zelenka, Esquire