

CONFIDENTIAL

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

**RECEIVED**

OCT 22 2014

**S.C. Supreme Court**

Certiorari to Horry County  
George C. James Jr., Circuit Court Judge

NICHOLAS MACKLEN,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2014-001389

PETITION FOR EXTENSION TO FILE  
PETITION FOR WRIT OF CERTIORARI  
AND ACCOMPANYING APPENDIX

The undersigned counsel respectfully requests a thirty day extension in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

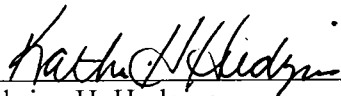
1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Rufus Raiden with the Court of Appeals on October 20, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Thomas Porter v. State with this Court on October 20, 2014. Counsel had an oral argument in the case of State v. James Scofield

in the Court of Appeals on October 15, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Sammy Scott v. State with this Court on October 7, 2014. Counsel had an oral argument in the case of State v. Dominique Shumate in the Court of Appeals on October 7, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Latrone Butler with the Court of Appeals on October 2, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Aaron Hyatt with the Court of Appeals on September 26, 2014. Counsel had an oral argument in the case of James Carrier v. State in this Court on September 9, 2014. Counsel had an oral argument in the case of Antonio D. Bordeaux v. State in this Court on September 9, 2014. Counsel filed the brief of respondent in the case of Willis Weary v. State of South Carolina in the Court of Appeals on September 19, 2014. Counsel filed the return to the petition for writ of certiorari in the case of State v. Cesar Portillo with this Court on September 12, 2014.

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. 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,

  
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Kathrine H. Hudgins  
Appellate Defender

October 22, 2014

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Horry County  
George C. James Jr., Circuit Court Judge

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NICHOLAS MACKLEN,

PETITIONER,

V.

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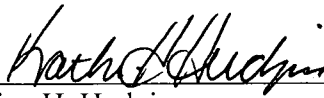
APPELLATE CASE NO. 2014-001389

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CERTIFICATE OF SERVICE

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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 Joshua L. Thomas, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 22nd day of October, 2014.



Kathrine H. Hudgins  
Chief Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me  
this 22nd day of October, 2014.



(L.S.)  
Notary Public for South Carolina

My Commission Expires: October 24, 2021 .