

ORIGINAL

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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

RECEIVED

NOV - 7 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 AND APPENDIX  
\_\_\_\_\_

Counsel respectfully requests a **final extension of thirty (30) days until Monday, December 8, 2014**, in which to file the petition for writ of certiorari and appendix 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 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. On November 5, 2014, counsel filed a brief of appellant and record on appeal in State v. Latroy Lamar Wherry with the Court of Appeals. On October 27, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Michael Lee Montgomery v. State with this Court. On October 27, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Kevin L. Holt v. State with this Court. On October 23, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Aaron Green v. State with this Court. On October 21, 2014, counsel filed a brief of respondent in Troy Robinson v. State with the Court of Appeals. On October 16, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in John G. Kimble v. State with this Court. On October 15, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Steven Burton v. State with this Court. On October 13, 2014, counsel filed a brief of petitioner in State v. Antonio Scott with this Court. On October 8, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Shaquan Burgess v. State with this Court. 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

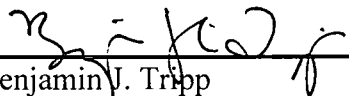
before the Court of Appeals. On September 4, 2014, counsel filed an brief of appellant and record on appeal in State v. Christopher Roberts with the Court of Appeals.

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.

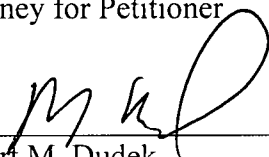
5. Counsel for the Attorney General's office consents to this request as shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until Monday, December 8, 2014**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances.

Respectfully submitted,

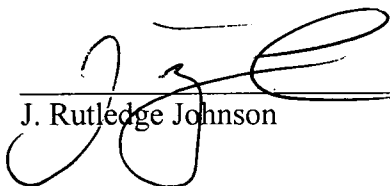
  
\_\_\_\_\_  
Benjamin J. Tripp  
Appellate Defender

Attorney for Petitioner

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

This 7th day of November, 2014

I Consent:

  
\_\_\_\_\_  
J. Rutledge Johnson