

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

Certiorari to Lexington County
R. Lawton McIntosh, Circuit Court Judge

NOV 20 2014

S.C. Supreme Court

DARRELL BURGESS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2014-000779

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 her caseload, counsel hopes that no further extension requests will be required.

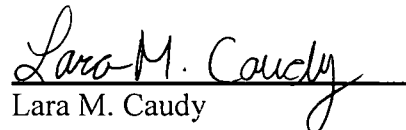
3. Today, counsel will file a petition for writ of certiorari and accompanying appendix in Phillip Jackson v. State with this Court. On November 12, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Raymond Bradley McCarter v. State with this Court. On November 7, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Michael T. Sanders v. State with this Court. On November 5, 2014, counsel filed a brief of appellant and record on appeal in The Matter of the Care and Treatment of Andrew Goodwin with the Court of Appeals. On November 3, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Lavadre Butler v. State with this Court. On October 15, 2014, counsel filed a Memorandum in Support of a Motion for a New Trial in State v. Travoris Hurst with the Court of Appeals. On October 9, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in Michael Daniels v. State with this Court. On October 7, 2014, counsel held an oral argument in State v. Damon T. Brown before the Court of Appeals. On October 3, 2014, counsel filed a brief of appellant and record on appeal in State v. Nicholas B. Glover with the Court of Appeals. On October 1, 2014, counsel filed a petition for writ of certiorari and accompanying appendix in David Myers v. State with this Court. On September 22, 2014 through September 24, 2014, counsel attended the Public Defender's Conference.

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,


Lara M. Caudy
Appellate Defender

Attorney for Petitioner

November 20, 2014

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Lexington County
R. Lawton McIntosh, Circuit Court Judge

DARRELL BURGESS,

PETITIONER,

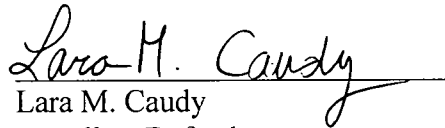
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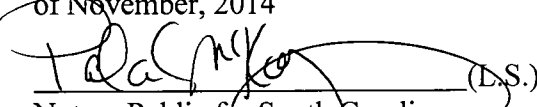
CERTIFICATE OF SERVICE

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 John Walt Whitmire, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 20th day of November, 2014.


Lara M. Caudy
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 20th day
of November, 2014



(L.S.)
Notary Public for South Carolina

My Commission Expires: July 24, 2022.