

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Berkeley County

Carmen T. Mullen, Circuit Court Judge  
\_\_\_\_\_

RECEIVED

NOV 24 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JOSEPH MACK,

APPELLANT

APPELLATE CASE NO. 2014-000620  
\_\_\_\_\_

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

Counsel for Joseph Mack respectfully requests an extension of thirty (30) days 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 third request for an 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 Court has granted counsel two previous extensions.

2. Counsel for Joseph Mack 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.

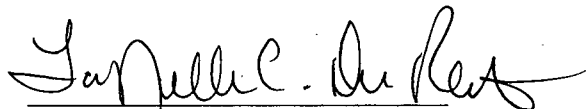
3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Carmichael Flowers v. State of South Carolina with the Supreme Court on November 20, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix to the Court of Appeals in the case of The State v. Roderick Pope with the Supreme Court on November 13, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of William Yarborough v. State of South Carolina with the Supreme Court on November 12, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Midrevious Amone Brown with this Court on November 7, 2014. Counsel filed the petition for writ of certiorari in the case of Curtis Randall Sweatt, Jr. v. State of South Carolina with the Supreme Court on November 7, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Alfonzo Alexander with this Court on November 4, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Noel Michael Lyles v. State of South Carolina with the Supreme Court on October 30, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Ramon Atienzo-Perez v. State of South Carolina with the Supreme Court on September 30, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jimmy D. Meggs v. State of South Carolina with the Supreme Court on September 29, 2014. Counsel had an oral argument in the case of The State v. Kevin Shane Epting in the Supreme Court on September 25, 2014. Counsel attended and participated in the 2014 Annual Public Defender on September 22, 23, and 24, 2014.

4. Counsel makes this request in good faith and not for purpose of delay.

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

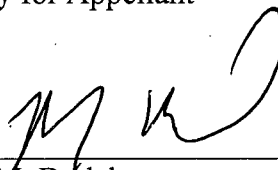
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a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

Respectfully submitted,



LaNelle C. Durant  
Appellate Defender

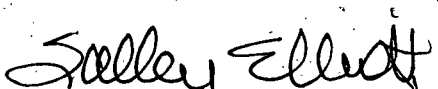
Attorney for Appellant



Robert M. Dudek  
Chief Appellate Defender

This 24<sup>th</sup> day of November, 2014.

I consent:

  
Salley W. Elliott, Esquire