

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

 ORIGINAL

Appeal from Dorchester County

Diane Schafer Goodstein, Circuit Court Judge

THE STATE,

RESPONDENT

RECEIVED
AUG 06 2012

v.

CESAR PORTILLO,

SC Court of Appeals

APPELLANT

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

Counsel for Cesar Portillo petitions the Court for a thirty day extension in which to file the initial brief of appellant and designation of matter in this case. In support of this petition, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. This is the third extension for Mr. Portillo.
2. Counsel for Mr. Portillo respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Counsel understands that in the previous extension request, she indicated that would be a final, however, 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. On July 27, 2012, counsel filed the initial brief of appellant and designation of matter in State v. Henry Dukes. Counsel filed the brief of petitioner in Eduardo Martinez v. State on July 23,

2012. The petition for writ of certiorari to the Court of Appeals in State v. Tawanda Williams was filed on July 18, 2012. On July 16, 2012, counsel filed the initial brief of appellant and designation of matter in State v. Antwan McMillan. Counsel filed the initial brief of appellant and designation of matter in State v. Darius Cathcart on July 11, 2012. Counsel filed the brief of petitioner in State v. Steven Barnes on July 6, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in Richard Whelchel v. State on June 29, 2012. Counsel argued the case Mack Greene v. State in the Supreme Court on June 20, 2012. Counsel argued State v. Bryan Kinloch and State v. Demetrius Price in the Court of Appeals on June 19, 2012. Counsel filed the petition for writ of certiorari to the Court of Appeals in Joseph Walker v. State and the Brief of Appellant in State v. Travell Hill on June 15, 2012. Counsel filed the initial brief of appellant and designation of matter in State v. Louie Alvoid Chapman on June 8, 2012. Counsel was called to testify in two PCR cases on June 7, 2012 in Greenwood, South Carolina. Counsel had two oral arguments this week. On June 4, 2012, counsel argued State v. Ronnie Blackmon in the Court of Appeals. On June 6, 2012, counsel argued State v. John B. Campbell in the Court of Appeals.

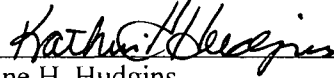
4. Counsel has not had time to complete the initial brief of appellant and designation of matter in this case. As a result, counsel respectfully asks this Court for a thirty day extension in which to file the initial brief of appellant and designation of matter. Counsel is striving to limit the number of extensions requested. Counsel is attempting to complete the cases with the most number of extensions first.

5. As indicated by signature below, Salley Elliott, of the South Carolina Attorney General's Office, does not oppose this request.

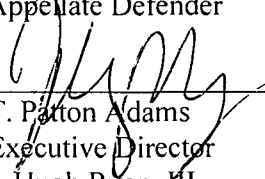
6. Counsel makes this request in good faith and not for purposes of delay.

Counsel respectfully requests a final thirty day extension in which to file the initial brief of appellant and designation of matter in this case based upon the above circumstances.

Respectfully submitted,



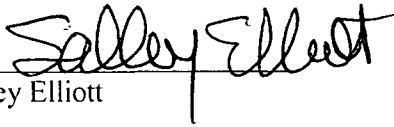
Kathrine H. Hudgins
Appellate Defender



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

August 6, 2012

I do not oppose:



Salley Elliott