

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Laurens County

Eugene C. Griffith, Jr., Circuit Court Judge

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DEC 12 2014
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JAMES CLYDE DILL, JR.,

APPELLANT

APPELLATE CASE NO. 2013-000724

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

Counsel for James Clyde Dill, Jr. respectfully requests a **final extension** of thirty (30) days, **until January 12, 2015**, 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 fourth 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 three previous extensions.
2. Counsel for James Clyde Dill, Jr. 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. **Counsel fully expects to file his initial brief with the Court next week upon the approval of Chief Appellate Defender Robert Dudek, but is requesting a full thirty-day extension out of an abundance of caution.**

3. Appellate Defender John H. Strom began working with the Division of Appellate Defense on Thursday, September 25, 2014, at which time this case was re-assigned to him as counsel of record. **It has since come to Counsel's attention that Molina Armstrong (Appellate Case No.: 2013-000932), Mr. Dill's co-defendant, was inadvertently assigned to him. As a result of this conflict of interest, Ms. Armstrong's appeal will be reassigned to another attorney within the Office of Appellate Defense.**

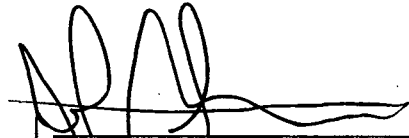
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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

WHEREFORE, the undersigned counsel would respectfully request a **final extension** of thirty (30) days, **until January 12, 2015**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.


[Signature Page Follows]

Respectfully submitted,

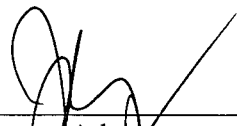


John H. Strom
Appellate Defender

Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender



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

This 12th day of December, 2014.

I consent:



Salley W. Elliott, Esquire