

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Spartanburg County
John C. Hayes, III, Circuit Court Judge

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JAN 02 2015

S.C. Supreme Court

THE STATE,

PETITIONER,

V.

KEVIN TYRONE BENNETT,

RESPONDENT

APPELLATE CASE NO. 2014-001544

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE BRIEF OF RESPONDENT

Counsel for Kevin Bennett respectfully requests an extension of ten (10) days in which to file the brief of respondent in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated July 16, 2014. This is first request for an extension pursuant to this Order. In support of this request, counsel shows:

1. The brief of respondent is due to be served and filed with the Court today.
2. Counsel for Kevin Bennett respectfully submits that good cause exists which warrants the granting of this extension of time.

3. In addition, pursuant to the Supreme Court's Order dated December 30, 2014, counsel along with Chief Appellate Defender Robert M. Dudek, is working on and will be filing the initial brief of appellant and designation of matter in the death penalty case of State v. Ricky Lee Blackwell with this Court that is due on January 8, 2015. Therefore, all

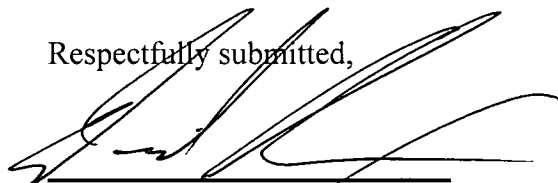
of counsel's time until January 8, 2015, will be devoted solely to that case. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Sheldon Lamar Kelly with the Court of Appeals on December 29, 2014. Counsel filed the brief of petitioner in the case of State v. Manuel Antonio Marin with this Court on December 11, 2014. Counsel had an oral argument in the case of Michael D. Hall v. State of South Carolina in this Court on December 9, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Thomas Earnest Webb v. State of South Carolina with this Court on November 19, 2014. Counsel filed the brief of appellant in the case of State v. Joshua A. Reed with the Court of Appeals on November 13, 2014. Counsel filed the brief of appellant in the case of State v. Shawn William Sharpe with the Court of Appeals on November 12, 2014. On November 7, 2014, counsel spoke at a Seminar for South Carolina Magistrate Judges. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jamar Lavert Belk v. State of South Carolina with this Court on November 4, 2014. Counsel was a speaker during the group sessions for the Appellate Practice Project on October 30, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Kelvin Jackson with the Court of Appeals on October 30, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Christopher W. Berke with the Court of Appeals on October 29, 2014. Counsel filed the brief of appellant in the case of State v. Jessie Davis with the Court of Appeals on October 27, 2014. Counsel filed the initial reply brief in the case of State v. Lamar Sequan Brown with the Court of Appeals on October 27, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Zachary Fowler v. State of South Carolina with this Court on October 22, 2014. Counsel filed the petition for rehearing in the case of State v. Anthony Jackson with the Court of Appeals on October 14, 2014. Counsel filed the initial reply brief in

initial reply brief in the case of State v. Erick Arroyo with the Court of Appeals on October 10, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Sterling Devonte Brown v. State of South Carolina with this Court on October 9, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Markelle Jamar Reid v. State of South Carolina with this Court on October 8, 2014. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of State v. Steven Kranendonk with this Court on October 6, 2014. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Jason Alan Johnson with this Court on October 3, 2014.

4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

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

Respectfully submitted,



David Alexander
Appellate Defender

Attorney for Petitioner

January 2, 2015

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Certiorari to Spartanburg County
John C. Hayes, III, Circuit Court Judge

THE STATE,

PETITIONER,

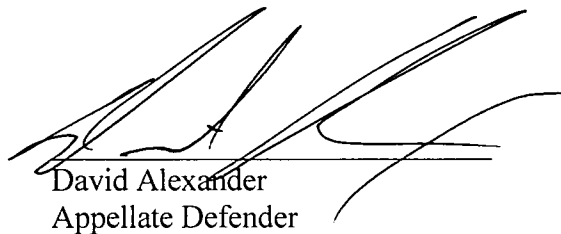
V.

KEVIN TYRONE BENNETT,

RESPONDENT

CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the brief of respondent in the above case has been served upon David Spencer, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 2nd day of January, 2015.



David Alexander
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 2nd day
of January, 2015.

Maia Murrell (L.S.)
Notary Public for South Carolina
My Commission Expires: July 3, 2023.