

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Certiorari to Greenville County  
Lee S. Alford, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JOHN BRYAN MARTIN

APPELLANT

APPELLATE CASE NO. 2014-000627

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

Counsel for John Martin respectfully requests a **final thirty (30) day extension, until January 30, 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 fifth 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 four previous extensions.
2. Counsel for John Martin 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.
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**

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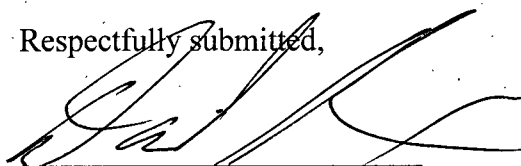
**Blackwell with the Supreme Court that unexpectedly became due on January 8, 2015. Therefore, all of counsel's time until January 8, 2015 will be devoted solely to that case.** Counsel filed the initial brief of appellant and designation of matter in the case of State v. Sheldon Lamar Kelly with this Court on December 29, 2014. Counsel filed the brief of petitioner in the case of State v. Manuel Antonio Marin with the Supreme Court on December 11, 2014. Counsel had an oral argument in the case of Michael D. Hall v. State of South Carolina in the Supreme 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 the Supreme Court on November 19, 2014. Counsel filed the brief of appellant in the case of State v. Joshua A. Reed with this Court on November 13, 2014. Counsel filed the brief of appellant in the case of State v. Shawn William Sharpe with this Court 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 the Supreme Court on November 4, 2014. Counsel was a speaker during the group sessions for the Appellate Practice Project on October 30, 2014.

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.

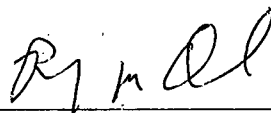
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until January 30, 2015**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,



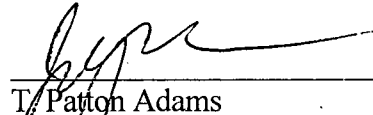
David Alexander  
Appellate Defender

Attorney for Appellant



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Robert M. Dudek  
Chief Appellate Defender

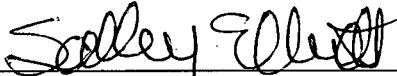


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T. Patton Adams  
Executive Director/  
J. Hugh Ryan, III  
General Counsel

✓ This 31<sup>st</sup> day of December, 2014.

I consent:



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Salley W. Elliott, Esquire