

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Beaufort County
Roger M. Young, Circuit Court Judge

RECEIVED

JAN 20 2015

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MALCOLM BRABHAM,

APPELLANT

APPELLATE CASE NO. 2014-000959

**PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a **final thirty-day extension** in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by three prior orders of this Court.
2. Counsel filed the petition for writ of certiorari to this Court in the case of State v. Ralph B. Hayes in the Supreme Court on January 16, 2015. Counsel filed the petition for writ of certiorari to this Court in the case of State v. Mathew Fullbright in the

Supreme Court on January 16, 2015. Counsel filed the petition for writ of certiorari to this Court in the case of State v. Alexander L. Hunsberger in the Supreme Court on January 16, 2015. Counsel filed the reply to the state's return to motion to remand for competency determination in the case of Drew John Monahan v. State in this Court on January 14, 2015. Counsel argued in the case of State v. Marvin Bowens Green in this Court on January 8, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Richard Deas v. State in the Supreme Court on January 5, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Thaddeus Curry v. State with the Supreme Court on December 29, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Steven Otts in this Court on December 22, 2014. On December 10, 2014, counsel traveled to Lieber Correctional Institution to attend the deposition of one of her clients involving a civil suit arising out of the criminal charges. On December 9, 2014, Counsel who was on brief attended the oral argument in the case of State v. Michael Hall in the Supreme Court. Counsel argued in the case of Michael Gonzales v. State in this Court on December 8, 2014. Counsel filed the Anders brief of Appellant and designation of matter with the Record on Appeal in the case of State v. Sean Phillip Smith in this Court on December 9, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Russell Sims v. State in the Supreme Court on December 1, 2014. Counsel filed the petition for rehearing in the case of State v. Mathew Fullbright in this Court on December 1, 2014. Counsel attended and spoke at the Public Defense 101: Fundamentals of the Profession seminar on November 25, 2014. Counsel filed the petition for rehearing in the case of State v. Alexander Hunsberger in

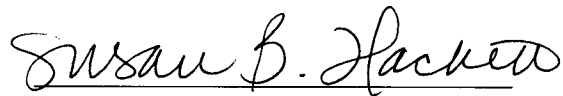
this Court on November 20, 2014. Counsel filed the petition for rehearing in the case of State v. Ralph B. Hayes in this Court on November 20, 2014.

3. This request is made in good faith, and not for purposes of delay.

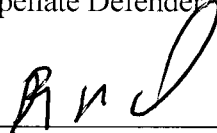
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

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

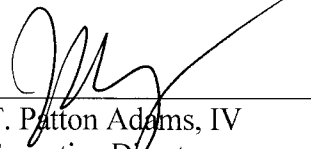
Respectfully submitted,



Susan B. Hackett
Appellate Defender



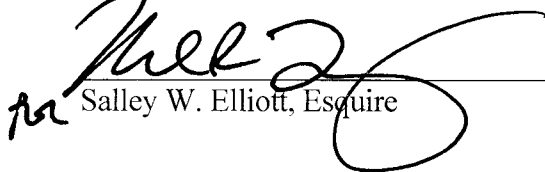
Robert M. Dudek
Chief Appellate Defender



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

January 20, 2015

I DO NOT OPPOSE:



Salley W. Elliott, Esquire