

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Spartanburg County
J. Durham Cole, Circuit Court Judge

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JAN 30 2015

COURT OF APPEALS

THE STATE,

RESPONDENT,

V.

JAMES MCABEE,

APPELLANT

Appellate Case No. 2014-001528

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

The undersigned counsel respectfully requests a 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 extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.

2. Counsel filed the brief of respondent in the case of State v. Ashley Moore with the Supreme Court on January 21, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Ethan Mack v. State with the Supreme Court on January 12, 2015. Counsel filed the brief of respondent in the case of State v. Alex Robinsen with the Supreme Court on January 7, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jerene Hayward v. State with the Supreme Court on

January 7, 2015. Counsel had an oral argument in the case of State v. Conrad Slocumb in this Court on January 6, 2015. Counsel had oral argument in the case of State v. Rajerick Knight in this Court on January 5, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Johnny Crockett v. State with the Supreme Court on December 19, 2014.

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

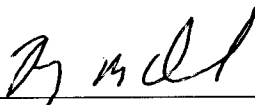
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension **though I intend to have it filed within ten days.** Counsel respectfully 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,



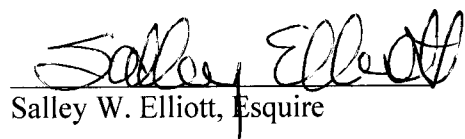
Laura R. Baer
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

January 30, 2015

I DO NOT OPPOSE:



Salley W. Elliott, Esquire