

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Spartanburg County

J. Mark Hayes II, Circuit Court Judge

**RECEIVED**

FEB 02 2015

**S.C. Supreme Court**

TRAVIS SMITH,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2013-001696

PETITION FOR EXTENSION TO FILE  
THE BRIEF OF RESPONDENT

The undersigned counsel respectfully requests a thirty day extension in which to file the brief of petitioner in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The brief of respondent in this case is due to be served and filed today.
2. Counsel has an oral argument in the case of Willis Weary v. State in the Court of Appeals, today, February 2, 2015. Counsel filed the petition for rehearing in the case of State v. Melvin Stukes with the Court of Appeals on January 29, 2015. Counsel filed the return to petition for writ of certiorari in the case of Michael Pearson v. State with this Court on January 21, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of State v. Julio Hunsburger with this Court, on January 16,

2015. Counsel had an oral argument in the case of State v. Danny Ryant in the Supreme Court on January 13, 2015. Counsel filed the return to petition for writ of certiorari in the case of Johnny Caraway v. State with this Court on January 9, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Robert Dean v. State with this Court on January 5, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Alan Smith with the Court of Appeals on December 29, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Nicholas Macklen v. State with this Court on December 29, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Baron Lewis v. State with this Court on December 23, 2014.

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

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the brief of petitioner be held in abeyance pending a ruling on this motion.

Respectfully submitted,



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Kathrine H. Hudgins  
Appellate Defender

February 2, 2015

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CERTIFICATE OF SERVICE

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The undersigned attorney hereby certifies that a true copy of the petition for extension-to file the brief of petitioner in the above referenced case has been served upon Suzanne H. White, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 2<sup>nd</sup> day of February, 2015.



Kathrine H. Hudgins  
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me  
this 2nd day of February, 2015.

 (L.S.)

Notary Public for South Carolina

My Commission Expires: October 24, 2021 .