

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

 ORIGINAL

Certiorari to Greenwood County
Frank R. Addy, Circuit Court Judge

RECEIVED

AUG 13 2012

S.C. Supreme Court

DUSTIN TILLER,

PETITIONER,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION FOR WRIT OF
CERTIORARI AND APPENDIX

Counsel for Dustin Tiller respectfully requests a **final extension of thirty (30) days until September 12, 2012**, in which to file the petition for writ of certiorari and appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix is due to be served and filed with the Court today, August 13, 2012.
2. Counsel for Mr. Tiller 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. On August 10, 2012, counsel filed the petition for writ of certiorari and accompanying appendix in John P. Hendrix v. State with this Court. On July 31, 2012, counsel filed the petition for writ of certiorari and accompanying appendix in Victor C. Penny v. State with this Court. On July 23, 2012, counsel filed the petition for writ of certiorari and accompanying appendix in Nathaniel Suber v. State with this Court. On July 23, 2012, counsel filed the petition for writ of certiorari and accompanying appendix in Thurston M. Bolton v. State with this Court. On July 12, 2012, counsel filed the motion to remand for record reconstruction in James Randolph Frady v. State with this Court. On June 29, 2012, counsel filed the petition for writ of certiorari and accompanying appendix in Alonzo Harvin v. State with this Court. On June 29, 2012, counsel filed the initial brief of appellant and designation of matter in State v. Herbert Causey in the Court of Appeals. On June 25, 2012 counsel filed the initial brief of appellant in State v. Vincent Lomelli in the Court of Appeals. On June 22, 2012, counsel filed the initial brief of appellant and designation of matter in State v. William Ross in the Court of Appeals. On June 15, 2012 counsel filed the initial brief of appellant in State v. Joseph Davis in the Court of Appeals. On June 14, 2012, counsel filed the Anders brief of appellant and record on appeal in the case of State v. Jeffrey Riebe with the Court of Appeals. On June 8-10, 2012, counsel attended a seminar at the Supreme Court Advocacy Institute for continuing legal education in New York, NY. On June 7, 2012, counsel had an oral argument in the case of State v. Jason Black in this Court. On June 5, 2012, counsel had an oral argument in the case of State v. David Meggett in the Court of Appeals and filed the Anders brief of appellant and record on appeal in the case of State v. Marvin

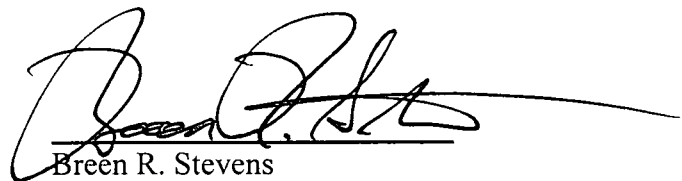
B. Green. On June 1, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Christopher Murray in the Court of Appeals.

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 as shown by signature below.

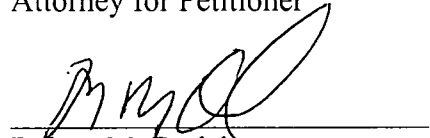
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until September 12, 2012**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances.

Respectfully submitted,



Breen R. Stevens
Appellate Defender

Attorney for Petitioner



Robert M. Dudek
Chief Appellate Defender

This 13th day of August, 2012.

I Consent:

Megan E. Harrigan for
J. Rutledge Johnson, Esquire