

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Certiorari to Lexington County

Edward B. Cottingham, Circuit Court Judge

RECEIVED

FEB 20 2015

SC Court of Appeals

THE STATE,

RESPONDENT

V.

LEROY KNIGHT,

APPELLANT.

APPELLATE CASE NO. 2014-001318

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

Counsel for appellant respectfully requests a **final thirty (30) day extension, until March 23, 2015**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. **Counsel will attempt to file the brief before the requested deadline if at all possible.** This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. 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.
2. Counsel 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. Counsel is working on and will be filing the merit initial brief of appellant and designation of matter in the case of The State v. Ricky Eugene Passmore with this Court today, February 20, 2015. Counsel is also working on and will be filing the petition for writ of certiorari to the Court of Appeals in the case of The State v. Victor Weldon with the Supreme Court on Monday, February 23, 2015, if completed. Counsel is also working on and will be filing the petition for writ of certiorari to the Court of Appeals in the case of The State v. Antonio Miller with the Supreme Court on Wednesday, February 25, 2015, if completed. Counsel is also working on and will be filing the petition for rehearing in the case of Michael A. Hough v. The State of South Carolina with this Court on Thursday, February 26, 2015. **Counsel has extensive administrative duties as the Chief Appellate Defender, including administrative and Appellate Project oversight. Counsel also has been training three new appellate defenders, which includes reading their briefs and certiorari petitions in advance of filing.**

4. Counsel filed the brief of respondent in the case of James Clayton Helms v. State of South Carolina with this Court on February 13, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Ronald Lee Legg with this Court on February 10, 2015. Counsel filed the return to motion to seal or strike in the case of State of South Carolina v. Ricky Lee Blackwell with the Supreme Court on February 9, 2015. Counsel filed the initial brief of appellant (3 issues) and designation of matter in the case of State v. Christina Reece with this Court on February 6, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. James Scott Cross with this Court on February 4, 2015. Counsel had an oral argument in the case of The State v. Keith Letmon before this Court on February 3, 2015. Counsel filed the initial brief of appellant and designation of matter in the

case of The State v. Shedrix Steward with this Court on January 30, 2015. Counsel filed the petition for rehearing in the case of The State v. Albert Brandeberry with this Court on January 29, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Paul Leslie Cox v. State of South Carolina with the Supreme Court on January 28, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Jason A. Bauman with the Supreme Court on January 26, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. David Penn with this Court on January 23, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Turuk Saunders v. State of South Carolina with the Supreme Court on January 21, 2015. Counsel filed the reply to brief in opposition to petition for writ of certiorari filed by the Attorney General's Office on December 31, 2014 in the death penalty case of Bayan Aleksey v. State of South Carolina with the United States Supreme Court on January 15, 2015. Counsel attended the Commission's Budget, Ways and Means Subcommittee Meeting on January 14, 2015. Counsel filed the brief of appellant pursuant to White v. State in the case of John William Dixon v. State of South Carolina with the Supreme Court on January 13, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix and supplemental appendix in the case of John William Dixon v. State of South Carolina with the Supreme Court on January 13, 2015. Counsel filed the initial brief of appellant and designation of matter (7 issues and 111 pages) in the death penalty case of The State v. Ricky Lee Blackwell with the Supreme Court on January 8, 2015. Counsel filed the petition for rehearing in the case of The State v. Victor Weldon with this Court on December 31, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Torren Marquize Eady with this Court on December 22, 2014.

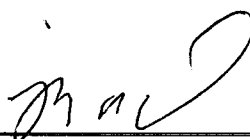
5. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

will hopefully become more manageable in the near future, and less extensions will need to be requested.

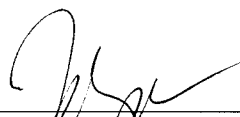
6. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until March 23, 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,



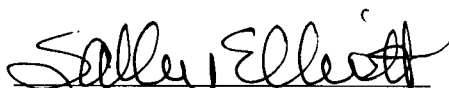
Robert M. Dudek
Chief Appellate Defender



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

This 20th day of February, 2015.

I consent:


Salley W. Elliott, Esquire