

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Laurens County

Frank R. Addy, Circuit Court Judge

 ORIGINAL

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SC Court of Appeals

THE STATE,

RESPONDENT,

V.

PHILLIP HEATH HOLLINGSWORTH

APPELLANT

APPELLATE CASE NO. 2014-000903

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

Counsel respectfully requests a **final extension of thirty (30) days until April 1, 2015**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth request for an extension. 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. The Court has granted counsel three previous extensions.
2. Counsel 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 her caseload, counsel hopes that no further extension requests will be required.

3. Counsel started working with the South Carolina Commission on Indigent Defense Division of Appellate Defense on September 25, 2014. Counsel filed the brief of appellant and designation of matter in the case of State v. Barry Jerrod Stanley in the Court of Appeals on February 20, 2015. Counsel filed the brief of appellant and record on appeal in the case of State v. Devon S. Thomas in the Court of Appeals on February 19, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Dashaud Luck v. State in the Supreme Court on February 17, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Eric Sumter v. State in the Supreme Court on February 13, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Timothy Frady in the Court of Appeals on February 11, 2015. Counsel filed the brief of appellant and designation of matter in the case of State v. Donte Samar Brown in the Court of Appeals on February 9, 2015. Counsel filed the brief of appellant and record on appeal in the case of State v. James Patrick Smith in the Court of Appeals on February 9, 2015. Counsel filed the brief of appellant and record on appeal in the case of State v. Mack Washington in the Court of Appeals on January 30, 2015. Counsel filed the brief of appellant and record on appeal in the case of State v. Clifton D. Cooke in the Court of Appeals on January 13, 2015. Counsel filed the brief of appellant and record on appeal in the case of State v. Claudius Adrian Williams in the Court of Appeals on January 7, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Todd F. Smith v. State in the Supreme Court on December 31, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Alphonso Simmons v. State in the Supreme Court on December 12, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jaleel Page v. State in the Supreme Court on December 8, 2014. Counsel filed the initial brief of appellant and

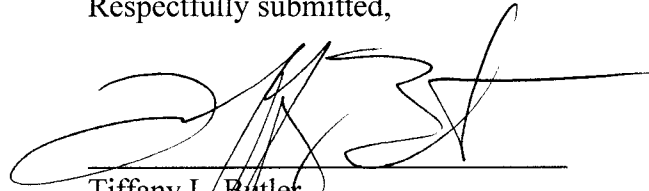
designation of matter in the case of State v. Tonya Mcalhaney in the Court of Appeals on December 5, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Randy Howze in the Court of Appeals on November 25, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Pernell Byas in the Court of Appeals on November 14, 2014. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of George T. Middleton v. State with the Supreme Court on October 15, 2014.

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.

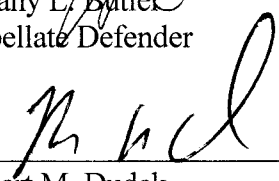
5. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until April 1, 2015**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

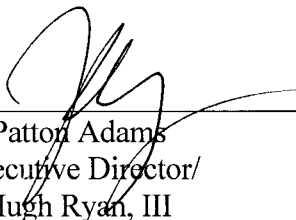
Respectfully submitted,



Tiffany L. Butler
Appellate Defender



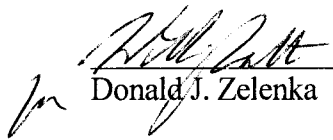
Robert M. Dudek
Chief Appellate Defender



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

This 2nd day of March, 2015

I DO NOT oppose:



Donald J. Zelenka