

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Clarendon County
Ralph F. Cothran, Circuit Court Judge

Opinion No. 2014-UP-463 (S.C. Ct. App. filed 12/17/2014)
11-GS-14-0068

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FEB 23 2015

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

VICTOR WELDON,

PETITIONER.

PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND ACCOMPANYING APPENDIX

The undersigned counsel respectfully requests a three (3) day extension, **until February 26, 2015**, pursuant to this Court's order of July 16, 2014 in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. The good cause is counsel is 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 this 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 the

Court of Appeals 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 to include reading their briefs and certiorari petitions prior to their filing.**

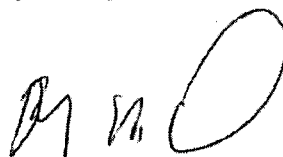
3. Counsel filed the merits initial brief of appellant and designation of matter in the case of The State v. Ricky Eugene Passmore with the Court of Appeals on February 20, 2015. Counsel filed the brief of respondent in the case of James Clayton Helms v. State of South Carolina with the Court of Appeals 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 the Court of Appeals 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 this 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 the Court of Appeals 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 the Court of Appeals on February 4, 2015. Counsel had an oral argument in the case of The State v. Keith Letmon before the Court of Appeals 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 the Court of Appeals on January 30, 2015. Counsel filed the petition for rehearing in the case of The State v. Albert Brandeberry with the Court of Appeals 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 this 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 this on January 26, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. David Penn with the Court of Appeals 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 this 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 filed the brief of appellant pursuant to White v. State in the case of John William Dixon v. State of South Carolina with this 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 this 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 this Court on January 8, 2015. Counsel filed the petition for rehearing in the case of The State v. Victor Weldon with the Court of Appeals on December 31, 2014.


4. 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 -- and obviously will adjust to the new extension order --- so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, for the above-mentioned reasons, and as a **showing of good cause**, the undersigned counsel would respectfully request a three (3) day extension, **until February 26, 2015**, in which to serve and file the petition for writ of certiorari and accompanying appendix. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender



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

This 23rd day of February, 2015.

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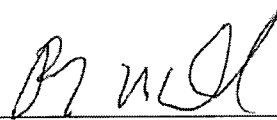
V.

VICTOR WELDON,

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CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies the petition for extension to file the petition for writ of certiorari and appendix in the above referenced case has been served upon David Spencer, Esquire, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Rm. 519, Columbia, SC 29201, and the S.C. Court of Appeals this 23rd day of February, 2015.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 23rd day of February, 2015.

Rhonda Demise Zaxath (i.s.)
Notary Public for South Carolina
My Commission Expires: October 17, 2021.