

 ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Spartanburg County

R. Knox McMahon, Circuit Court Judge

RECEIVED

MAR 02 2015

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

TIMOTHY HOBART,

APPELLANT

APPELLATE CASE NO. 2014-001052

PETITION FOR EXTENSION TO FILE  
INITIAL BRIEF OF APPELLANT  
AND DESIGNATION OF MATTER

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

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. Counsel is filing the petition for writ of certiorari and accompanying appendix in the case of Willie Adams v. State with the Supreme Court, today, March 2, 2015 Counsel filed the petition for rehearing in the case of State v. James Scofield with this Court on February 19, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Sebastian Hepburn in this Court on February 17, 2015. Counsel had an oral argument in the case


of State v. John Henry Smith in this Court on February 12, 2015. Counsel had an oral argument in the case of State v. Shanna Kranchick in this Court on February 10, 2015. Counsel is filing the initial reply brief of appellant in the case of State v. Gary Thompson with this Court on February 9, 2015. Counsel filed the return to state's motion to hold appeal in abeyance in the case of State v. Julius Curry with this Court on February 6, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Terrance Goodman v. State with the Supreme Court on February 6, 2015. Counsel has an oral argument in the case of Willis Weary v. State in this Court on February 2, 2015.

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.

4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

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

Respectfully submitted,

  
Kathrine H. Hudgins  
Appellate Defender

March 2, 2015

I DO NOT OPPOSE:

*Deborah A. J. Sheye*  
for Salley W. Elliott