

STATE OF SOUTH CAROLINA

 ORIGINAL

IN THE COURT OF APPEALS

Appeal from Abbeville County

L. Casey Manning, Circuit Court Judge

RECEIVED

MAR 30 2015

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MICHAEL EDWARD HOCKADAY

APPELLANT

APPELLATE CASE NO. 2009-146387

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

Counsel for Michael Hockaday respectfully requests a **fourth and final** extension of thirty (30) days until **April 29, 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 for Michael Hockaday 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 filed the petition for rehearing in the case of State v. Marvin Bowens Green in this Court on March 26, 2015. Counsel filed a petition for writ of certiorari in the case of Richard Bernard Moore v. State of South Carolina in the United States Supreme Court on March 23, 2015, as a co-counsel with Robert M. Dudek. Counsel filed the petition for rehearing in the case of Stephen Corey Bryant v. State in the Supreme Court on March 19, 2015. Counsel filed a petition for writ of certiorari in the case of James Prather v. State in the United States Supreme Court on March 18, 2015. Counsel filed the Brief of Petitioner in the case of State v. David Gerrard Johnson in the Supreme Court on March 12, 2015. Counsel filed a petition for writ of certiorari in the case of State v. Derringer Young in the United States Supreme Court on March 10, 2015. Counsel filed the Brief of Petitioner in the case of Drew John Monahan v. State in this Court on March 9, 2015. Counsel argued in the case of State v. Nathaniel B. Beeks in this Court on March 4, 2015. Counsel argued in the case of State v. Walter M. Bash in this Court on March 3, 2014. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Devin Johnson in this Court on February 26, 2015. Counsel filed the reply brief of petitioner in the case of Anthony Sanders v. State in the Supreme Court on February 23, 2015. Counsel filed the petition for rehearing in the case of State v. Darryl L. Drayton in this Court on February 19, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Keith Robinson v. State in the Supreme Court on February 12, 2015. Counsel filed the Anders Brief of Appellant and Designation of matter along with the Record on Appeal in the case of State v. Malcolm Brabham in this Court on February 3, 2015. Counsel argued in the case of State v. Kenneth Lynch in this Court on February 3, 2015. On January 27, 2015, Counsel attended a hearing as a witness before the Commission on Lawyer Conduct pursuant to a subpoena.

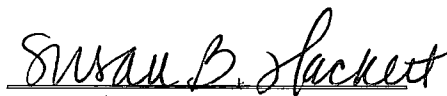
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

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.

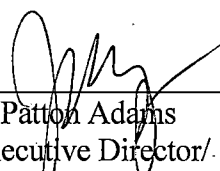
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension** until **April 29, 2015**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

  
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Susan B. Hackett  
Appellate Defender

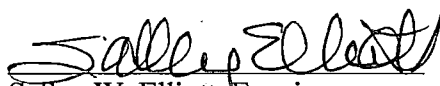
Attorney for Appellant

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

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

This 30<sup>th</sup> day of March, 2015.

I consent:

  
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Salley W. Elliott, Esquire