

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Orangeburg County

L. Casey Manning, Circuit Court Judge

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**RECEIVED**

APR 9 2015

**S.C. Supreme Court**

SAMMIE LOUIS STOKES,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2013-000635

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**PETITION FOR EXTENSION TO FILE  
THE REPLY TO THE RETURN TO THE PETITION  
FOR WRIT OF CERTIORARI**

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The undersigned counsel would respectfully request a **ten-day extension, until April 13, 2015**, in which to file the reply to the return to the petition for writ of certiorari in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The reply to the return to the petition for writ of certiorari in this case is due to be served and filed today **in this death penalty case**. However, due to his heavy caseload as explained below, and due to the fact that Keir Weyble is co-counsel, counsel requests a ten-day extension in which to file the reply to the return to the petition for writ of certiorari **in this death penalty case**.

2. Counsel is working on and will be filing the initial brief of appellant and designation of matter in the case of State v. Joshua Griffith with the Court of Appeals on Friday, April 3, 2015. Counsel is also working on and will be filing the initial brief of appellant and designation of matter in the case of State v. Armando K. Chestnut with the Court of Appeals on Friday, April 3, 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.** Counsel filed the return to petition for writ of certiorari in the case of Melvin Daniel v. State of South Carolina with this Court on April 2, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Albert Brandeberry with this Court on March 31, 2015. Counsel filed the United States certiorari petition in the case of Richard Moore v. State of South Carolina (3 issues) with the United States Supreme Court on March 23, 2015. Counsel filed the petition for rehearing in the case of State v. William Pou with the Court of Appeals on March 19, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Walker Hughes on March 13, 2015. Counsel presented a power-point presentation at the SCACDL Criminal Defense Seminar on March 6, 2015. Counsel **unexpectedly** had to file (with co-counsel, David Alexander) a reply to the return to petition for extraordinary relief in the case of Marion Alexander Lindsey v. State of South Carolina (death penalty case) with this Court on March 3, 2015. Counsel traveled to and testified at a hearing in the case of State v. Christopher Stephen Stanko on March 3, 2015. Counsel **unexpectedly had to file** (with co-counsel, David Alexander) **a petition for extraordinary relief** in the case of Marion

Alexander Lindsey v. State of South Carolina (death penalty case) with this Court on February 26, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Victor Weldon with this Court on February 26, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Antonio Miller with this Court on February 25, 2015. Counsel filed the petition for rehearing in the case of Michael A. Hough v. The State of South Carolina with the Court of Appeals on February 25, 2015. 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.


3. As indicated by his consent below, counsel for the state does not oppose this request.

4. This request is made in good faith, and not for purposes of delay.

WHEREFORE, the undersigned counsel would respectfully request a **ten-day extension, until April 13, 2015**, in which to file the reply to the return to the petition for

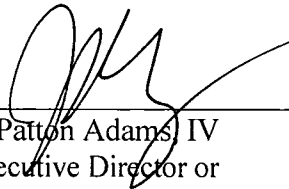
writ of certiorari in this case. Counsel requests that the time limits for filing the reply to the return to the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



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Robert M. Dudek  
Chief Appellate Defender

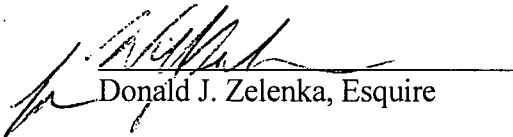


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T. Patton Adams IV  
Executive Director or  
J. Hugh Ryan, III  
General Counsel

This 3<sup>rd</sup> day of April, 2015.

I do not oppose:



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Donald J. Zelenka, Esquire