

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Edgefiled County
R. Lawton McIntosh, Circuit Court Judge

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APR 9 2015

S.C. Supreme Court

ODOURI L. LYLES,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2014-001292

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION FOR WRIT OF
CERTIORARI AND APPENDIX

Counsel for Odouri Lyles respectfully requests an extension of thirty (30) days in which to file the petition for writ of certiorari and appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.
2. Counsel for Odouri Lyles 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 has an oral argument today in the case of In the Matter of the Care and Treatment of Christopher Taft in this Court. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Arthur Moseley with the Court of Appeals on April 1, 2015. Counsel filed the brief of appellant in the case of The State v. Benjamin Lavon Smalls with the Court of Appeals on March 25, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Yashawnus L. Patterson v. State of South Carolina with this Court on March 24, 2015. Counsel filed the brief of appellant in the case of The State v. Andre Green with the Court of Appeals on March 18, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jermaine T. McKelvey v. State of South Carolina with this Court on March 16, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Alvin S. Samuels v. State of South Carolina with this Court on March 9, 2015. Counsel filed the brief of appellant in the case of The State v. Barry Glenn Millwood with the Court of Appeals on March 5, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Jeffrey Davis with the Court of Appeals on March 4, 2015. Counsel had an oral argument in the case of The State v. Demetrius Goodwin in this Court on February 18, 2015. Counsel filed the brief of appellant in the case of The State v. Jonathan Allen Finney with the Court of Appeals on February 13, 2015. Counsel had an oral argument in the case of The State v. Daniel Demond Griffin in the Court of Appeals on February 11, 2015.

4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon

the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,

Susan B. Hackett for

LaNelle C. Durant
Appellate Defender

Attorney for Petitioner

April 9th, 2015

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CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon John Walt Whitmire, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 9th day of April, 2015.

Susan B. Shackitt for
LaNelle C. Durant
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 9th day
of April, 2015.

Maic Mendel (L.S.)
Notary Public for South Carolina
My Commission Expires: July 3, 2023.