

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County

Thomas A. Russo, Circuit Court Judge

 ORIGINAL

THE STATE,

RECEIVED

JUL 06 2015
RESPONDENT,
SC Court of Appeals

v.

LYWONE S. CAPERS,

APPELLANT

APPELLATE CASE NO. 2014-001174

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

The undersigned counsel would respectfully request 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 exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Nearim Blackwell-Selim in the Supreme Court on July 6, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of

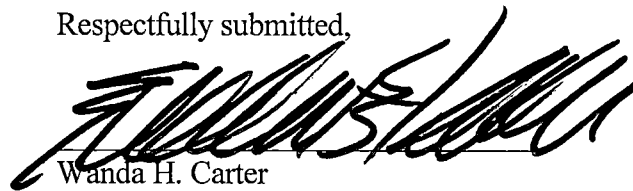
Reginald Antonio Nance v. State in the Supreme Court today June 26, 2015. Counsel filed the petition for writ of certiorari to this Court in the case of State v. Antwon M. Baker, Jr. in the Supreme Court on June 22, 2015. Counsel argued in the case of State v. Kevin Jerome Gilliard in the Supreme Court on June 16, 2015. Counsel is filing the petition for writ of certiorari and accompanying appendix in the case of Cardelle Washington v. State in the Supreme Court on June 12, 2015. Counsel argued in the case of Ruben Ramirez v. State in this Court on June 10, 2015. Counsel filed the Anders brief of appellant and designation of matter along with the Record on Appeal in the case of State v. Phillip Helms in this Court on June 1, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Duston L. Rogers in the Supreme Court on May 20, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Dervick L. Parker v. State in the Supreme Court on May 20, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Christopher J. Hicks in this Court on May 12, 2015.

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

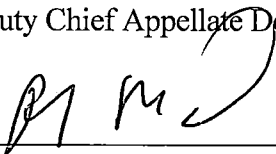
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in this case. Counsel 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,



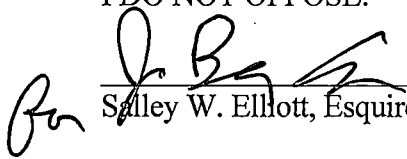
Wanda H. Carter
Deputy Chief Appellate Defender



Robert M. Dudek
Chief Appellate Defender

July 6, 2015

I DO NOT OPPOSE:


Salley W. Elliott, Esquire