

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

 ORIGINAL

Certiorari to York County

Alison Renee Lee., Circuit Court Judge

RECEIVED

AUG 14 2015

S.C. Supreme Court

PETITIONER,

BRIAN GAINES,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2015-000103

PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND ACCOMPANYING APPENDIX

The undersigned counsel respectfully requests a **final thirty day extension, until September 14, 2015**, in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Asheron Holloway v. State with this Court on August 11, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Channack Keam v. State with this Court on August 4, 2015. Counsel filed the initial brief of appellant and designation of

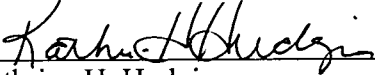
matter in the case of State v. Gartharee Hinson with the Court of Appeals on July 27, 2015. Counsel filed the initial brief of appellant in the case of State v. Manuel Pacheco with the Court of Appeals on July 20, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Preston Oates with the Court of Appeals on July 13, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Terrell Chandler v. State with this Court on July 6, 2015. Counsel filed the initial brief of appellant in the case of State v. James Wright with the Court of Appeals on July 2, 2015.

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

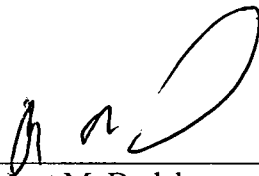
4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until September 14, 2015**, in which to file the petition for writ of certiorari and accompanying appendix. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



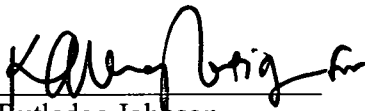
Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

August 14, 2015

I do not oppose:



J. Rutledge Johnson