

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Marlboro County

Michael G. Nettles, Circuit Court Judge  
\_\_\_\_\_

THE STATE,

RESPONDENT,

V.

DERRICK DUPREE,

APPELLANT

APPELLATE CASE NO. 2014-002442  
\_\_\_\_\_

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

The undersigned counsel would respectfully request a **final thirty-day extension until September 21, 2015** 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 three prior orders of this Court.
2. Counsel filed the return to petition for writ of certiorari in the case of Steven Lee Hewitt v. State in the Supreme Court today, August 21, 2015. Counsel filed the brief of respondent in the case of Matthew Taylor v. State in this Court on August 19,

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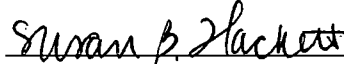
2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Keith Denver Tate in this Court on August 14, 2015. Counsel filed the petition for rehearing in the case of State v. Nathaniel B. Beeks in this Court on August 13, 2015. Counsel filed the petition for rehearing in the case of State v. Ahmad Jamal Wilkins in this Court on July 31, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Donovan R. Pringle v. State in the Supreme Court on July 30, 2015. Counsel filed the petition for writ of certiorari to this Court in the case of State v. Walter M. Bash in the Supreme Court on July 24, 2015. Counsel filed the brief of petitioner in the case of Fred R. Rutland v. State in the Supreme Court on July 22, 2015. Counsel filed the petition for writ of certiorari to this Court in the case of Michael Gonzales v. State in the Supreme Court on July 20, 2015. Counsel filed the Anders Brief of Appellant and Designation of matter along with the Record on Appeal in the case of State v. Faron M. Clements in this Court on July 10, 2015. Counsel filed the reply to the return to petition for writ of certiorari to this Court in the case of State v. Marvin Bowens Green in the Supreme Court on June 29, 2015. Counsel filed the initial reply brief of appellant in the case of State v. Robert Odell Brown in this Court on June 29, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Shaheed Hayes in this Court on June 29, 2015. Counsel filed the petition for rehearing in the case of State v. Curtis Simms in the Supreme Court on June 24, 2015.

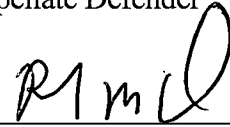
3. This request is made in good faith, and not for purposes of delay.

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 **final thirty-day extension until September 21, 2015** 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,

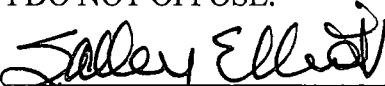
  
\_\_\_\_\_  
Susan B. Hackett  
Appellate Defender

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

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

August 21, 2015

I DO NOT OPPOSE:

  
\_\_\_\_\_  
Salley W. Elliott, Esquire



# SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

 ORIGINAL

Division of Appellate Defense  
1330 Lady Street, Suite 401  
Columbia, South Carolina 29201-3332  
Post Office Box 11589  
Columbia, South Carolina 29211-1589  
Telephone: (803) 734-1330  
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

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SC Court of Appeals

August 21, 2015

The Honorable Jenny Abbott Kitchings  
Clerk, S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Dear Ms. Kitchings:

In absence of Hugh Ryan, Deputy Attorney and General Counsel for the South Carolina Commission on Indigent Defense, and Patton Adams, Executive Director of the South Carolina Commission on Indigent Defense, and pursuant to instructions from Mr. Ryan, I ask that you accept this cover letter as an attempt to comply with the Court's order dated March 18, 2009, in regard to extension requests.

In the attached motion for an extension of time, Appellate Defender, Susan B. Hackett, seeks a thirty day extension of time to file the initial brief of appellant and designation of matter. Based on that and her extremely heavy case load, as outlined in the motion, she was unable to complete the initial brief of appellant and designation of matter.

Thank you for allowing me to bring this to your attention. If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Lisa Campbell  
Assistant Director  
South Carolina Commission on  
Indigent Defense