

 ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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SEP 04 2015

Certiorari to Marlboro County

Thomas A. Russo, Circuit Court Judge

S.C. Supreme Court

ALLEN J. GATHINGS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2015-000358

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

The undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel filed a petition for writ of certiorari in the case of Stephen Corey Bryant v. State in the Supreme Court of the United State's on September 3, 2015.

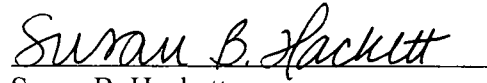
Counsel filed the petition for rehearing in the case of State v. Leonard Eugene Jenkins in the Court of Appeals on September 3, 2015. Counsel filed the return to petition for writ of certiorari in the case of Michael Milledge v. State in this Court on August 28, 2015. Counsel filed the return to petition for writ of certiorari in the case of Steven Lee Hewitt v. State in this Court on August 21, 2015. Counsel filed the brief of respondent in the case of Matthew Taylor v. State in the Court of Appeals on August 19, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Keith Denver Tate in the Court of Appeals on August 14, 2015. Counsel filed the petition for rehearing in the case of State v. Nathaniel B. Beeks in the Court of Appeals on August 13, 2015. Counsel filed the petition for rehearing in the case of State v. Ahmad Jamal Wilkins in the Court of Appeals 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 this Court on July 30, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Walter M. Bash in this Court on July 24, 2015. Counsel filed the brief of petitioner in the case of Fred R. Rutland v. State in this Court on July 22, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of Michael Gonzales v. State in this 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 the Court of Appeals on July 10, 2015.

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

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.

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

Respectfully submitted,

A handwritten signature in cursive script that reads "Susan B. Hackett". The signature is written in black ink and is positioned above a horizontal line.

Susan B. Hackett
Appellate Defender

September 4, 2015

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Marlboro County

Thomas A. Russo, Circuit Court Judge

ALLEN J. GATHINGS,

PETITIONER,

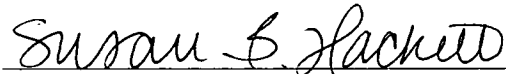
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

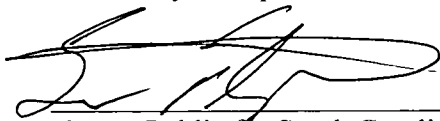
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Joshua L. Thomas, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 4th day of September, 2015.



Susan B. Hackett
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 4th day of September, 2015.



(L.S.)

Notary Public for South Carolina
My Commission Expires: October 30, 2022.