

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County

Steven H. John, Circuit Court Judge

THE STATE,

RESPONDENT,

v.

CARNAIL MARCHINDLA GRAHAM,

APPELLANT

APPELLATE CASE NO. 2014-002336

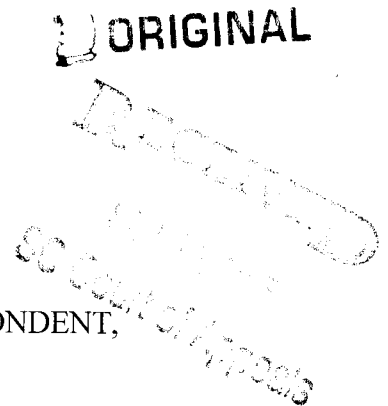
MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel respectfully requests a **final extension of twenty (20) days until October 1, 2015**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a final request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court, today. The Court has granted counsel four previous extensions.

2. Counsel respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. **Counsel regrets having to request this extension and will make every effort to file the brief prior to the twenty day deadline.**

3. Counsel is currently preparing for the oral argument in State v. Don Survi Chisolm that is scheduled for Tuesday, September 15, 2015 before this Court. On September 8,



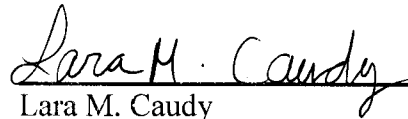
2015, counsel held an oral argument in State v. Frankie Lee Bryant before this Court. On August 25, 2015, counsel filed the brief of appellant and record on appeal in State v. David Dover with this Court. On August 19, 2015, counsel filed the initial brief of appellant and designation of matter In the matter of the care and treatment of Carl M. Asquith with this Court. On August 13, 2015, counsel filed a petition for rehearing in State v. Stepheno Jermain Alston with this Court. On August 10, 2015, counsel filed a petition for writ of certiorari and accompanying appendix in Joseph J. Magni v. State with the Supreme Court. On August 10, 2015, counsel filed the brief of appellant and record on appeal in State v. Otis Robinson with this Court. On July 29, 2015, counsel filed the initial brief of appellant and designation of matter in State v. Wayland Purnell with this Court. On July 29, 2015, counsel also filed the brief of petitioner in Luther Garner v. State with the Supreme Court. On July 20, 2015, counsel filed the initial brief of appellant and designation of matter In the matter of the care and treatment of Dewey Chadwick with this Court. On July 14, 2015, counsel filed the initial brief of appellant and designation of matter in State v. Philenza Pritchett with this Court. On July 6, 2015, counsel filed the initial brief of appellant and designation of matter in State v. Frank Terrance Singleton, III with this Court.

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

5. Counsel for the Attorney General's office consents to this request shown by signature below.

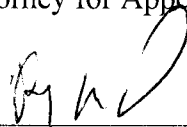
WHEREFORE, the undersigned counsel would respectfully request **final extension of twenty (20) days until October 1, 2015**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,



Lara M. Caudy
Appellate Defender

Attorney for Appellant



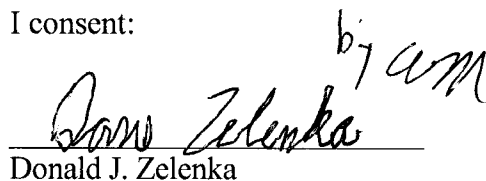
Robert M. Dudek
Chief Appellate Defender



T. Patton Adams
Executive Director/
J. Hugh Ryan, III
General Counsel

This 11th day of September, 2015

I consent:



Donald J. Zelenka