

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SEP 05 2012

Appeal from Richland County

SC Court of Appeals

G. Thomas Cooper, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

CHARLES M. DEVEAUX,

APPELLANT

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

The undersigned counsel respectfully requests 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 extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.

2. Counsel filed the petitions for writ of certiorari and accompanying appendices in Antonio Glover v. State and Darrell Goss v. State on July 23, 2012 in the Supreme Court. On July 18, 2012, counsel filed the initial brief of appellant and designation of matter in State v. Ricky New in this Court. Counsel filed the initial brief of appellant and designation of matter in State v. Jerry Goode in this Court on July 16,

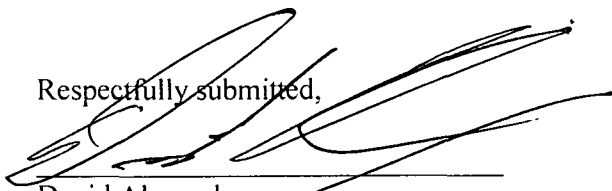
2012. The brief of respondent in State v. Danny Cortez Brown was filed with this Court on July 11, 2012. Counsel is also currently working on one death penalty case, Marion Alexander Lindsay v. State. Additionally, counsel suffered from an illness which prevented him from working during the early part of August.

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.

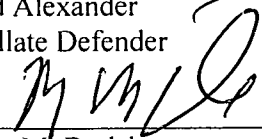
5. As indicated by signature below, Salley Elliott, of the South Carolina Attorney General's Office, does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully 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,



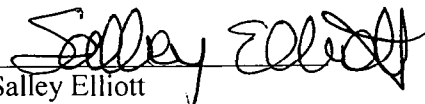
David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

September 5, 2012

I do not oppose:



Salley Elliott