

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Richland County

Robert E. Hood, Circuit Court Judge

THE STATE,

V.

ERIC T. SPEARS

APPELLANT

APPELLATE CASE NO. 2015-000390

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

Counsel for Eric T. Spears respectfully requests a **fourth and final** extension of thirty (30) days 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 fourth 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 three previous extensions.
2. Counsel for Eric T. Spears respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

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SC Court of Appeals
RESPONDENT,

3. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Michael Edward Williams with the Court of Appeals on September 30, 2015. Counsel filed return to motion to seal initial brief of respondent in the case of The State v. Arthur Moseley in the Court of Appeals on September 28, 2015. Counsel filed the brief of respondent on rehearing in the case of The State v. Christopher Broadnax in the Supreme Court on September 17, 2015. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Nathaniel Dickson v. State with the Supreme Court on September 16, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. David Rosier in the Supreme Court on September 10, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Shawn Burris in the Supreme Court on September 4, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Johnny Jerome Boyd with the Court of Appeals on September 1, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Steve Young in the Supreme Court on August 31, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Daniel Griffin in the Supreme Court on August 31, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Corey William Brown with the Court of Appeals on August 26, 2015. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Willie James Poole v. State of South Carolina with the Supreme Court on August 17, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Michael Antonio Williams with the Court of Appeals on August 11, 2015. Counsel filed the petition for rehearing in the case of The State v. Christopher Broadnax with the Supreme Court on August 6, 2015.

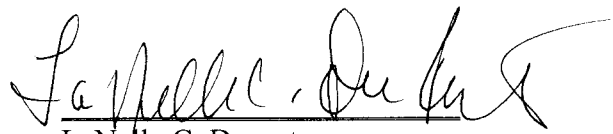
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

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.

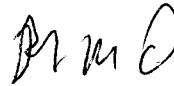
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension** in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

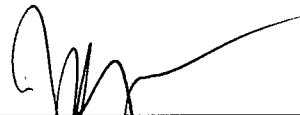


LaNelle C. Durant
Appellate Defender

Attorney for Appellant




Robert M. Dudek
Chief Appellate Defender



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

This 7th day of October, 2015.

I consent:


Salley W. Elliot, Esquire