

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Anderson County

Alexander S. Macaulay, Circuit Court Judge

**ORIGINAL
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OCT 23 2015
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

TIMOTHY CROSBY,

APPELLANT

APPELLATE CASE NO. 2015-000325

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

Counsel for Timothy Crosby respectfully requests an 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 third 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 two previous extensions.

2. Counsel for Timothy Crosby 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.

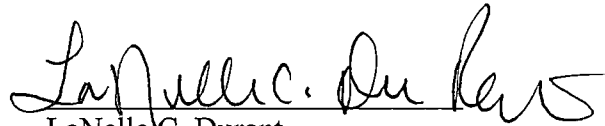
3. Counsel filed a petition for writ of certiorari in the case of Christopher Whitehead v. State of South Carolina with the United States Supreme Court on October 22, 2015. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Reginald Spellman v. The State with the Supreme Court on October 15, 2015. Counsel filed Anders brief of appellant and designation of matter in the case of State v. Craig Pinckney in the Court of Appeals on October 7, 2015. 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. The 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.

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

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

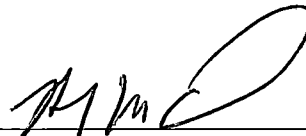
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



LaNelle C. Durant
Appellate Defender

Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender

This 23rd day of October, 2015.

I consent:

OFFICE OF THE ATTORNEY GENERAL



Joshua R. Underwood, Esquire

STATE OF MISSISSIPPI

OFFICE OF THE ATTORNEY GENERAL

STATE

STATE

