

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Aiken County  
G. Thomas Cooper, Circuit Court Judge

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**ORIGINAL  
RECEIVED**

NOV 12 2015

SC Court of Appeals

IN THE MATTER OF THE CARE AND  
TREATMENT OF RANDALL WADE MCCOY,

APPELLANT,

APPELLATE CASE NO. 2015-000485

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

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Counsel for Randall Wade McCoy respectfully requests a **final ten (10) day extension, until November 23, 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 fifth 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. **Counsel understands that a fifth extension is strongly disfavored.**

2. Counsel for Randall Wade McCoy 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. **Counsel regrets having to request this extension and will make every effort to file the brief prior to the ten day deadline.**

3. Today, counsel filed a petition for rehearing in the case of The State v. Don-Survi Chisolm with this Court. On November 10, 2015, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Detrick Walker v. The State with the Supreme Court. On November 6, 2015, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Saire Castro v. State of South Carolina with the Supreme Court. On November 4, 2015, counsel filed the initial brief of appellant and designation of matter in the case of The State v. London A. Kelley with this Court. On October 26, 2015, counsel filed a petition for writ of certiorari to the Court of Appeals in State v. Stepheno Jermaine Alston with the Supreme Court. On October 22, 2015, counsel filed a petition for writ of certiorari and accompanying appendix in Montez Barker v. State with the Supreme Court. On October 14, 2015, counsel filed the brief of appellant and designation of matter in State v. Ricky L. Hayes with this Court. On October 13, 2015, counsel filed a petition for writ of certiorari and accompanying appendix in Keith Desue v. State with the Supreme Court. On October 12, 2015, counsel filed a petition for writ of certiorari and accompanying appendix in Harold Watts v. State with the Supreme Court. On October 2, 2015, counsel filed a petition for writ of certiorari and accompanying appendix in Levon D. Black v. State with the Supreme Court. On October 1, 2015, counsel filed the brief of appellant and designation of matter in State v. Carnail Marchindla Graham with this Court. On September 21-23, 2015, counsel attended the Public Defender Conference in Myrtle Beach. On September 18, 2015, counsel filed a petition for rehearing in State v. Tiphani Marie Parkhurst with this Court. On September 15, 2015, counsel held an oral argument in State v. Don Survi Chisolm before this Court.

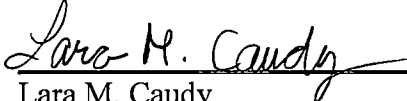
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will

hopefully become more manageable in the near future, and less extensions will need to be requested.

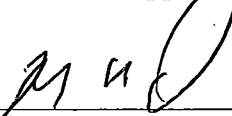
5. Counsel for the Attorney General's office consents to this request shown by signature below.

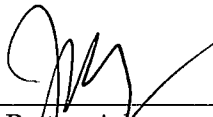
WHEREFORE, the undersigned counsel would respectfully request a **final ten (10) day extension until November 23, 2015**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

  
Lara M. Caudy  
Appellate Defender

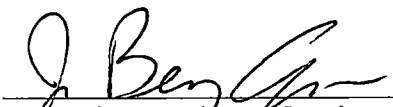
Attorney for Appellant

  
Robert M. Dudek  
Chief Appellate Defender

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

This 12th day of November, 2015.

I consent:

  
for Deborah R. J. Skupe, Esquire