

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LAURENS COUNTY
Court of General Sessions
Edward W. Miller, Circuit Court Judge

Court of Appeals Case No. 2015-001199
General Session Case No. 2014-GS-30-1477-82

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NOV 02 2015

SC Court of Appeals

The State, Respondent

v.

Preston Shands, Jr., Appellant.

**Petition for Extension of Time to File Initial Brief
and Designation of Matter to be Included in Record on Appeal**

The appellant, Preston Shands, Jr., petitions this Court for an order extending the time to file his initial brief and designation of matter to be included in the Record on Appeal. This petition is the second request for an extension. This request is based on the following grounds:

1) This appeal, which follows a jury trial, involves convictions for first-degree burglary, attempted murder, kidnapping, possession of a knife during the commission of a violent crime, and assault and battery. The trial court judge imposed live sentences for first-degree burglary, attempted murder, and kidnapping.

2) Having also served as trial counsel, the undersigned is aware of several issues for appeal. Because of the nature of the convictions and sentences, careful briefing and drafting is necessary to prepare the appeal for this Court.

3) In addition to the particulars of this case, this request is based on counsel's workload. Counsel is involved in a number of capital cases including William O. Dickerson, Jr. (a capital PCR) that had an evidentiary hearing scheduled to commence on October 19, 2015 but, based on the unprecedented weather and other matters in the case, was continued to December 7, 2015.

3) This request is made in good faith and is not intended for delay. Counsel believes good cause exists for this extension request.

Ms. Shands, therefore, respectfully requests an extension of thirty (30) days to October 27, 2015 to file his Initial Brief and Designation of Matter to be Included in the Record on Appeal.

Counsel also requests this Court accept this petition out of time. Although the petition was prepared on September 28, 2015, the Post Office was closed at the time of completion.

IT IS SO MOVED.

By



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Attorney for Appellant

October 28, 2015
Greenwood, South Carolina

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Court of General Sessions
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The State, Respondent

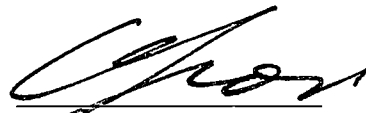
v.

Preston Shands, Jr., Appellant.

PROOF OF SERVICE

I certify that I have served the Petition for Extension of Time to File Reply Brief, by placing a copy in the United States Mail, postage prepaid, on the date reflected below, addressed as follows:

Salley W. Elliott, Esquire
Office of the Attorney General
P.O. Box 11549
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October 29, 2015
Greenwood, South Carolina