

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Sumter County  
Matie Murphy, Circuit Court Judge

RECEIVED

DEC 07 2015

SC Court of Appeals

STATE,

RESPONDENT

V.

ROBERT W. WAZNEY,

APPELLANT

APPELLATE CASE NO. 2015-000884

PETITION FOR EXTENSION TO FILE  
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 a petition for writ of certiorari to the Court of Appeals in the case of State v. Lamar Brown with the Supreme Court on November 30, 2015. Counsel filed the brief of appellant and designation of matter in the case of State v. Eric Owens with the Court of Appeals on November 25, 2015. Counsel filed the initial brief of respondent and designation of matter in the case of State v. Corey Williams with the Court of Appeals on November 19, 2015. Counsel had an oral argument in the case of State v. Zinah Jennings before the Court of Appeals on November

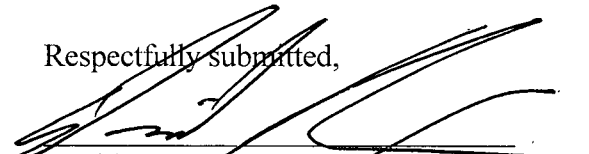
18, 2015. Counsel filed the brief of appellant and designation of matter in the case of State v. Kemonie Jones with the Court of Appeals on November 13, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Daryl Snow with the Court of Appeals on November 12, 2015. Counsel had an oral argument in the case of State v. Gerald Barrett before the Court of Appeals on November 10, 2015. Counsel filed a return to petition for writ of certiorari in the case of State v. Noah Mumford with the Supreme Court on October 29, 2015. Counsel filed a petition for writ of certiorari and accompanying appendix in the case of Noah Mumford v. State with the Supreme Court on October 29, 2015. Counsel filed a petition for rehearing in the case of State v. William Donald Bolt with the Court of Appeals on October 22, 2015. Counsel had an oral argument in the case of State v. Jason Allen Johnson before the Supreme Court on October 20, 2015. Counsel filed a petition for writ of certiorari to the Court of Appeals in the case of State v. Sheldon Lamar Kelly with the Supreme Court on October 14, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Chad Junior Bussell with the Court of Appeals on October 13, 2015. Counsel had an oral argument in the case of State v. Kevin T. Bennett before the Supreme Court on October 6, 2015. Due to weather conditions experienced in Columbia, State offices were closed on October 5, 6, 8, and 9, 2015.

3. 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.

4. As indicated by the consent below, counsel for the state graciously consents to or does not oppose this request.

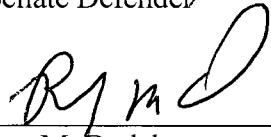
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



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David Alexander  
Appellate Defender

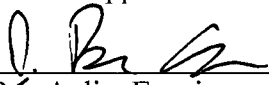


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Robert M. Dudek  
Chief Appellate Defender

December 7, 2015

I do not oppose:



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Ben Aplin, Esquire