

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Greenville County

Robin B. Stilwell, Circuit Court Judge  
\_\_\_\_\_

RECEIVED

MAY 04 2012

SC Court of Appeals

THE STATE,

RESPONDENT,

v.

MICHAEL MILLEDGE,

APPELLANT

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

Counsel for Michael Milledge respectfully requests an additional extension of thirty 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 Court of Appeals dated March 18, 2009. This is a third request for an extension of time in this case. In support of this request, counsel shows:

In support of this request, counsel shows:

- (1) The initial brief of appellant and designation of matter are due to be served and filed, today. This Court has granted two previous extensions in this case.
- (2) Counsel for Mr. Milledge 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 is preparing to file the initial brief of appellant and designation of matter in the case of State v. Demetrius Goodwin today, May 4, 2012. On May 3, 2012, counsel filed the petition for writ of certiorari and appendix in the cases of Mark Brown v. State and Tarren Richburg v. State. On April 30, 2012, counsel filed the petition for writ of certiorari and appendix in the case of Charles Mixon v. State. On April 25, 2012, counsel had an oral argument in the case of State v. Bennie Mitchell in this Court. On April 23, 2012, counsel filed the petition for writ of certiorari and appendix in the case of Phillip Byrd v. State. On April 18, 2012, counsel had an oral argument in the case of State v. K.C. Langord and Bryan Phillips in the Supreme Court. On April 13, 2012, counsel filed the brief of petitioner in the case of State v. Marques Hudson and the petition for writ of certiorari to the Court of Appeals and appendix in the case of State v. Tarus Henry. On April 12, 2012, counsel filed the Motion to Remand for Reconstruction of the Record in the case of State v. Dameon Myers, the petition for rehearing in the case of State v. Dominic Legette, and the petition for writ of certiorari and appendix in the case of Antwan Jones v. State. On April 10, 2012, counsel had an oral argument in the case of State v. Kevin Hardy in this Court. On April 6, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Trey Williams. On April 4, 2012, counsel filed the brief of petitioner in the case of State v. Jeffery Evans, the petition for writ of certiorari and appendix in the case of Janice Clasby v. State and the petition for rehearing in the case of State v. Joel Robinson.

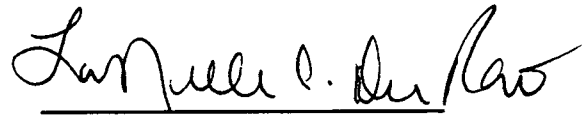
(4) Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

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 as shown by signature.

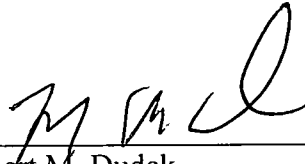
WHEREFORE, the undersigned counsel would respectfully request an extension of thirty days in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,



LaNelle C. Durant  
Appellate Defender

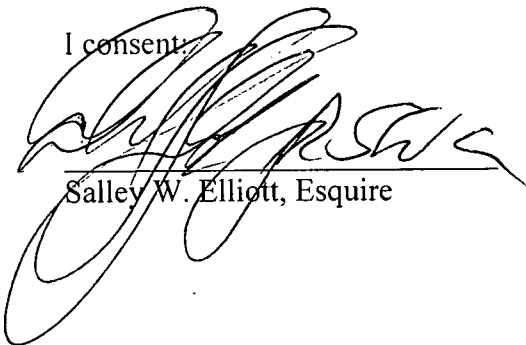
Attorney for Appellant



Robert M. Dudek  
Chief Appellate Defender

May 4, 2012.

I consent:



Salley W. Elliott, Esquire