

 ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

JAN 11 2016

Certiorari to Anderson County
Edgar W. Dickson, Circuit Court Judge

SC SUPREME COURT

DAVID DALE SHERIFF,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2015-001012

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION FOR WRIT OF
CERTIORARI AND APPENDIX

Counsel for David Dale Sheriff respectfully requests a **final thirty (30) day extension, until February 10, 2016**, in which to file the petition for writ of certiorari and appendix 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 petition for writ of certiorari and appendix are due to be filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Mr. David Dale Sheriff 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.

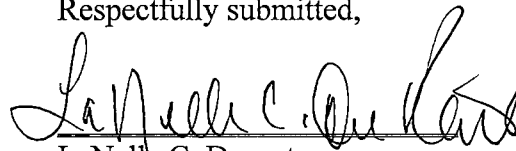
3. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Johnny Sexton with the Court of Appeals on January 8, 2016. Counsel filed petition for writ of certiorari and the accompanying appendix in the case of Sugar Ray Robinson v. The State in this Court on January 4, 2016. Counsel filed petition for writ of certiorari and the accompanying appendix in the case of Robert Singletary v. The State in this Court on December 21, 2015. Counsel filed petition for writ of certiorari and the accompanying appendix in the case of Ronnie Harris v. The State in this Court on December 21, 2015. Counsel filed the brief of appellant and designation of matter in the case of The State v. Timothy Crosby with the Court of Appeals on December 16, 2015. Counsel filed a petition for writ of certiorari to the Court of Appeals in the case of The State v. Alfonzo Alexander in this Court on December 15, 2015. Counsel filed petition for writ of certiorari and accompanying appendix in the case of Louie Chapman v. The State in this Court on December 7, 2015. Counsel filed petition for writ of certiorari and the accompanying appendix in the case of Emilio Craig v. The State in this Court on November 30, 2015. Counsel filed the petition for rehearing in the case of The State v. Wayne Scott with the Court of Appeals on November 23, 2015. Counsel filed petition for writ of certiorari and the accompanying appendix in the case of Kendall Baccus v. The State in this Court on November 19, 2015. Counsel filed a petition for writ of certiorari in the case of Shawn Reaves v. The State with the United States Supreme Court on November 18, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Byers v. The State in this Court on November 12, 2015. Counsel filed return to appellant's *pro se* motion to substitute counsel in the case of Arthur Moseley v. The State with the Court of Appeals on November 12, 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 as shown by signature below.

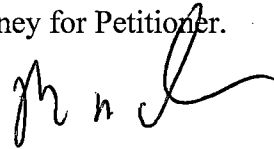
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until February 10, 2016**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



LaNelle C. Durant
Appellate Defender

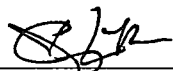
Attorney for Petitioner.



Robert M. Dudek
Chief Appellate Defender

This 11th day of January, 2016.

I consent:


for Patrick Schmeckpeper, Esquire