

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Spartanburg County
R. Scott Sprouse, Circuit Court Judge

ORIGINAL

RECEIVED

JAN 19 2016

SC SUPREME COURT

WILBUR SUMMERS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2015-001864

**PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND APPENDIX**

The undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel filed the petition for rehearing in the case of State v. Tonya McAlhaney in the Court of Appeals on January 7, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Milciades Alacantara v. State in this Court on December 21, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Reginald Wheeler v. State in this Court on

December 14, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Lorenzo R. Nicholson v. State in this Court on December 14, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Samantha Rhinehart v. State in this Court on November 19, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kenneth Wayne Chiles v. State in this Court on November 16, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Ronnie Wilson v. State in this Court on November 12, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Antonio D. Patterson v. State in this Court on October 26, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Terrance McCall v. State in this Court on October 21, 2015. Counsel filed the brief of petitioner in the case of Jaleel Page v. State in this Court on October 19, 2015.

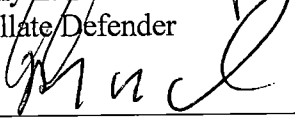
3. This request is made in good faith, and not for purposes of delay.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Tiffany L. Butler
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

January 19, 2016

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Spartanburg County
R. Scott Sprouse, Circuit Court Judge

WILBUR SUMMERS,

PETITIONER,

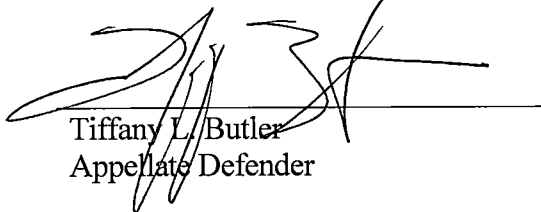
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

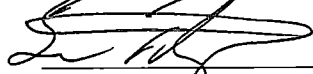
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Alicia Olive, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 19th day of January, 2016.



Tiffany L. Butler
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
This 19th day of January, 2016



(L.S.)
Notary Public for South Carolina
My Commission Expires: October 30, 2022.