

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

JAN 21 2016

SC SUPREME COURT

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

STEVEN MCELRATH,

PETITIONER,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2015-001081

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

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

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.


2. Counsel will file the petition for writ of certiorari and accompanying appendix in the case of Sammy Cowan v. State with the Supreme Court today, January 21, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tyrone Shumpert v. State with the Supreme Court on January 14, 2016. Counsel presented an oral

argument in the Supreme Court in the case of State v. Melvin P. Stukes on January 13, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Octavia Middleton v. State with the Supreme Court on January 7, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Darrin Holston v. State with the Supreme Court on December 21, 2015. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tremaine Wray v. State with the Supreme Court on December 21, 2015.

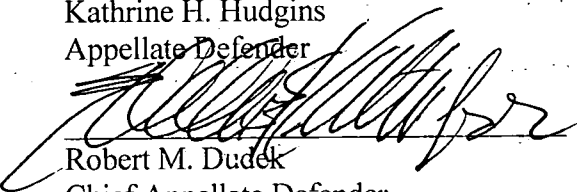
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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

Respectfully submitted,



Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

January 21, 2016

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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

STEVEN MCELRATH,

PETITIONER,

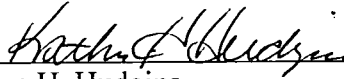
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

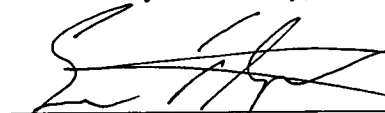
The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Patrick Schmeckpeper, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 21st day of January, 2016.



Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 21st day of January, 2016.



(L.S.)

Notary Public for South Carolina
My Commission Expires: October 30, 2022.