

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Spartanburg County
Roger L. Couch, Circuit Court Judge

RECEIVED

FEB 16 2016

SC SUPREME COURT

THE STATE,

RESPONDENT,

V.

RICKY LEE BLACKWELL,

APPELLANT

APPELLATE CASE NO. 2014-000610

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE COPIES OF THE
RECORDS ON APPEAL AND
THE SUPPLEMENTAL RECORD ON APPEAL

Counsel for Ricky Lee Blackwell respectfully requests an **extension of fifteen (15) days** in which to file the copies of the Records on Appeal in this case and a Supplemental Record on Appeal which will contain only a single, voluminous exhibit (financial records of appellant). This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. In support of this request, counsel shows:

1. The Record on Appeal is due to be served and filed with the Court today.
2. Today counsel is filing the original and a copy of both the Redacted Record on Appeal and the Sealed Record on Appeal with the Court.
3. Today counsel is serving on the State two copies of both the Redacted Record on Appeal and the Sealed Record on Appeal.

4. Provided to the Court along with this Motion are electronic versions of both the Redacted Record on Appeal and the Sealed Record on Appeal for the Court's convenience. Appellant is also providing electronic copies to the State for its convenience.
5. Counsel for Ricky Lee Blackwell respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time to file the Court's copies of the records. Appellate Defense prints its records in-house, but is having technical difficulties with its copier which are compounded due to length of this Record on Appeal. Having the printing done by an outside firm would result in a large expenditure of taxpayer money.
6. Counsel will file the Final Brief of Appellant as soon as possible after the printing of the records is completed so that no additional time will be consumed.
7. Additionally, counsel asks the Court for an extension of fifteen (15) days to file a Supplemental Record on Appeal that will contain **only** Defense Exhibit # 11 from the Atkins Hearing, which are voluminous financial records.
8. Counsel makes this request in good faith, and not for purpose of delay.

WHEREFORE, the undersigned counsel would respectfully request a fifteen day extension, in which to file the copies of the Records on Appeal and the Supplemental Record on Appeal in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the copies of the Records on Appeal be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R M Dudek', written over a horizontal line.

Robert M. Dudek
Chief Appellate Defender

David Alexander
Appellate Defender

February 16, 2016

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Spartanburg County
Roger L. Couch, Circuit Court Judge

THE STATE,

RESPONDENT,

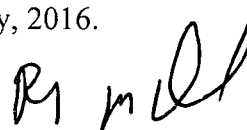
V.

RICKY LEE BLACKWELL,

APPELLANT

CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the copies of the Record on Appeal and the Supplemental Record on Appeal in the above case has been served upon Melody J. Brown, Esquire, Senior Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 16th day of February, 2016.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR APPELLANT

SWORN TO BEFORE ME this 16th day
of February, 2016.

Maic Hendon (L.S.)
Notary Public for South Carolina
My Commission Expires: July 3, 2023.