

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

ORIGINAL

Appeal from York County  
John C. Hayes, III, Circuit Court Judge

STATE OF SOUTH CAROLINA,

RESPONDENT,

v.

DONALD R. ALTMAN,

APPELLANT.

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

4th  
3-28-12  
4-27-12  
SC Court of Appeals  
MAR 28 2012  
PPPTTTT

Counsel for Donald R. Altman respectfully requests an extension of thirty (30) 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 Supreme Court dated March 18, 2009. This is a fourth request for an extension. In support of this request, counsel shows:


1. The initial brief of appellant and designation of matter is due to be served and filed with the Court today, March 28, 2012.
2. Counsel for Mr. Altman 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 his caseload, counsel hopes that no further extension requests will be required.
3. On March 26, 2012 counsel filed the petition for writ of certiorari in the Court of Appeals in State v. Bradley Senter. On March 21, 2012 counsel filed the petition for writ of certiorari and appendix in Tina Sumter v. State. On March 19, 2012 counsel filed the petition for writ of certiorari and appendix in Cedric Perkins v. State. On March 13, 2012 counsel filed the petition for writ of certiorari and appendix in Billy S. Tucker v. State. On March 6, 2012, counsel filed the petition for writ of certiorari and appendix in Victor

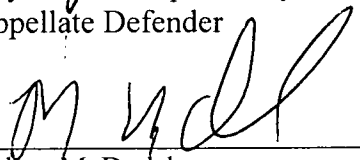
Brown v. State. On February 16, 2012 counsel filed the petition for writ of certiorari and appendix in William Head v. State. On February 13, 2012 counsel had an oral argument in State v. Adrian Eaglin. On February 8, 2012 counsel filed the initial brief of appellant and designation of matter in Robert Lee Banks v. State. On February 2, 2012 counsel filed the initial brief of appellant and designation of matter in Dan Williams v. State.

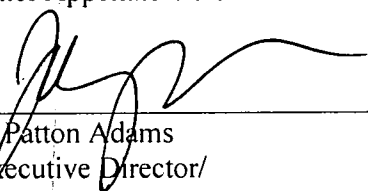
4. Counsel makes this request in good faith and not for purpose of delay.
5. As indicated by signature below, Salley W. Elliott, of the South Carolina Attorney General's Office, does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the initial brief of appellant and designation of matter 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,

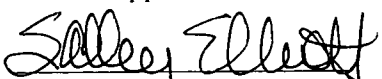
  
Dayne C. Phillips  
Appellate Defender

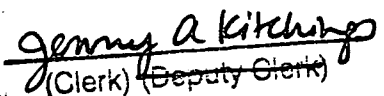
  
Robert M. Dudek  
Chief Appellate Defender

  
T. Patton Adams  
Executive Director/  
J. Hugh Ryan, III  
General Counsel

March 28, 2012

I do not oppose:

  
Salley W. Elliott

**FILED**  
3-30-12 DW  
GRANTED  
JOHN CANNON FEW, C.J.  
FOR THE COURT  
By:   
(Clerk) (Deputy Clerk)