

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Orangeburg County
Maite Murphy, Circuit Court Judge

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SC SUPREME COURT
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TONY LEE BELTON,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2015-001875

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

Counsel for Tony Lee Belton respectfully requests an extension of thirty (30) days 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 second request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.
2. Counsel for Tony Lee Belton 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.

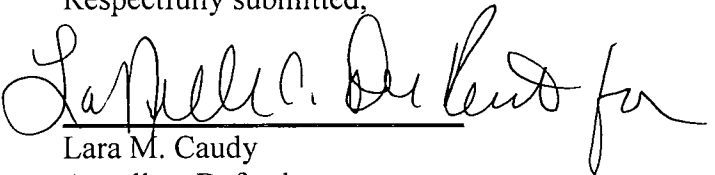
3. Counsel is out on maternity leave as of February 8, 2016. On February 4, 2016, counsel filed a petition for rehearing in Frankie Lee Bryant v. State with the Court of Appeals. On February 2, 2016, counsel filed the petition for writ of certiorari and accompanying appendix in Perry B. Buchanan v. State with this Court. On January 26, 2016, counsel filed the initial brief of appellant and designation of matter in State v. Kyndra Howell with the Court of Appeals. On January 13, 2016, counsel filed the petition for writ of certiorari and accompanying appendix in Larry Prophet v. State with this Court. On January 4, 2016, counsel had an oral argument in State v. Ryan P. Deleston before the Court of Appeals. On December 29, 2015, counsel filed the petition for writ of certiorari and accompanying appendix in David Rocquemore v. State with this Court.

4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office has been informed of this request.

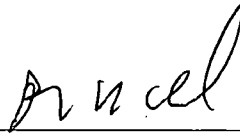
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling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

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Lara M. Caudy", written over a horizontal line.

Lara M. Caudy
Appellate Defender

Attorney for Petitioner



Robert M. Dudek
Chief Appellate Defender

February 29, 2016

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IN THE SUPREME COURT

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PETITIONER,

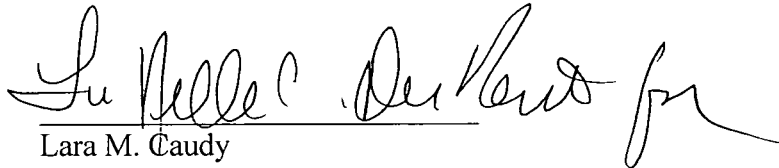
V.

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 Clay Mitchell, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 29th day of February, 2016.



Lara M. Caudy
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 29th day
of February, 2016.

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