

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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 ORIGINAL

Appeal from Saluda County  
R. Knox McMahon, Circuit Court Judge

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RECEIVED

FEB 22 2016

SC Court of Appeals

STATE,

RESPONDENT,

V.

ROBERT LYNN SHEALY,

APPELLANT

APPELLATE CASE NO. 2015-000511

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

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Counsel for Robert Lynn Shealy respectfully requests a **fourth and final** extension of thirty (30) **until March 23, 2016**, 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 are due to be filed with the Court today. The Court has granted counsel three previous extensions.

2. Counsel for Robert Lynn Shealy 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. Counsel filed petition for writ of certiorari and accompanying appendix in the case of Jeremy Wright v. State with the Supreme Court on February 17, 2016. Counsel is assisting in the preparation of the record on appeal in the death penalty case of State v. Ricky Blackwell. Counsel filed the brief of appellant and designation of matter in the case of State v. William Zeigler with the Court of Appeals on February 11, 2016. Counsel filed a petition for rehearing in the case of State v. Zinah Jennings with the Court of Appeals on February 10, 2016. Counsel filed a petition for writ of certiorari to the Court of Appeals in the case of State v. James Johnson with the Supreme Court on January 29, 2016. Counsel filed the brief of appellant and designation of matter in the case of State v. Quentin Evans with the Court of Appeals on January 29, 2016. Counsel filed the reply brief of petitioner in the case of Brenda Gail Cutro v. State with the Supreme Court on January 21, 2016. Counsel filed petition for writ of certiorari and accompanying appendix in the case of Edward Clarkson v. State with the Supreme Court on January 20, 2016. Counsel filed the brief of appellant and designation of matter in the case of State v. Alicia Adderly with the Court of Appeals on January 13, 2016. Counsel filed a petition for writ of certiorari to the Court of Appeals in the case of State v. William Bolt with the Supreme Court on January 7, 2016. Counsel filed a return to petition for writ of certiorari in the case of State v. Brandon Garren with the Supreme Court on January 7, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Kadrin Singleton with the Court of Appeals on January 6, 2016. Counsel filed petition for writ of certiorari and accompanying appendix in the case of William Whitfield v. State with the Supreme Court on January 6, 2016. Along with co-counsel Chief Appellate Defender Robert M. Dudek, on December 31, 2015, counsel filed the initial reply brief of appellant in the Supreme Court in the capital case of State v. Ricky Blackwell.

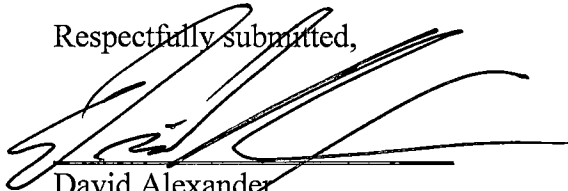
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

will hopefully become more manageable in the near future, and less extensions will need to be requested.

5. Counsel for the Attorney General's office consents to this request shown by signature below.

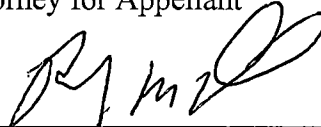
WHEREFORE, the undersigned counsel would respectfully request **a fourth and final thirty (30) day extension until March 23, 2016**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,




David Alexander  
Appellate Defender

Attorney for Appellant




Robert M. Dudek  
Chief Appellate Defender



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

This 22nd day of February, 2016.

I consent:

  
Benjamin Aplin, Esquire