

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Pickens County
Letitia H. Verdin, Circuit Court Judge

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SC Court of Appeals

STATE OF SOUTH CAROLINA,

RESPONDENT,

v.

MATHEW RYAN HENDRICKS,

APPELLANT.

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

Counsel for Mathew Ryan Hendricks 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:

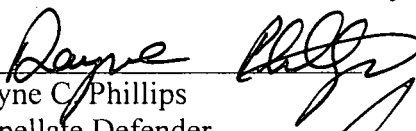
1. The initial brief of appellant and designation of matter is due to be served and filed with the Court today, September 20, 2012.
2. Counsel for Mr. Mr. Hendricks respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number 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 September 18, 2012 counsel filed the petition for writ of certiorari in Andre Lee Reed v. State in the Supreme Court. On September 17, 2012, counsel filed the petition for writ of certiorari in Cecil Simmons v. State as well as his petition for writ of certiorari pursuant to Austin v. State and appendix in the Supreme Court. On September 13, 2012 counsel filed the petition for writ of certiorari and appendix

in Kevin Cook v. State in the Supreme Court. On September 12, 2012 counsel filed a Brief in State v. Ricky Tate in this Court. On September 10, 2012, as substitute counsel, counsel had oral arguments in State v. Brandon Clark and State v. Joe Pradubsri in this Court. On September 4, 2012, counsel had a remand hearing for a new trial based on after-discovered evidence in State v. Richard Gagnon at the Horry County Courthouse. On August 31, 2012 Counsel filed the petition for writ of certiorari and appendix in Luther Brian Marcus v. State in the Supreme Court. On August 29, 2012, counsel filed the petition for writ of certiorari and accompanying appendix in Phillip Hingleton v. State in the Supreme Court. On August 24, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Michael Humphrey in this Court. On August 20, 2012, counsel filed the petition for writ of certiorari and accompanying appendix in Fernando Young v. State in the Supreme Court. On August 17, 2012, counsel filed the initial brief of Appellant in State v. Richard Pilgrim and State v. Billy Miller in this Court. On August 13, 2012 counsel filed the petition for writ of certiorari and appendix in Virgil Culbreath v. State in the Supreme Court. On August 2, 2012 counsel filed the return to petition for writ of certiorari to the Court of Appeals in State v. Adrian Eaglin. On August 1, 2012 counsel filed the petition for writ of certiorari and appendix to the Court of Appeals in State v. Anthony Williamson. On July 30, 2012 counsel filed the petition for writ of certiorari and appendix in Jabbar Straws v. State in the Supreme Court. On July 26, 2012, counsel filed the initial brief of Appellant in State v. Donald Altman in this Court. On July 23, 2012, counsel filed the petition for writ of certiorari and appendix in Alonzo Jenkins v. State in the Supreme Court. On July 20, 2012 counsel filed the initial brief of appellant in State v. Richard Beekman in this Court. On July 18, 2012, counsel filed the initial brief of appellant in State v. Billy Lisenby in this Court. On July 13, 2012, counsel filed the initial brief of appellant and designation of matter in Antwan Grayson v. State in this Court. On July 9, 2012, counsel filed the petition for writ of certiorari and appendix in Jameek J. Williams v. State in the Supreme Court. On July 6, 2012, counsel filed the petitions for writ of certiorari and appendices in Thomas Evans v. State and Chadwick Cole v. State in the Supreme Court.

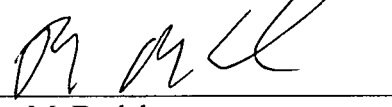
4. Counsel makes this request in good faith and not for purpose of delay.
5. As indicated by signature below, Salley W. Elliott, of the South Carolina Attorney General's Office, does not oppose this request.

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.

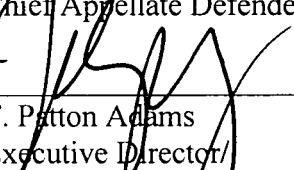
Respectfully submitted,



Dayne C. Phillips
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



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

September 20, 2012

I do not oppose:



Salley W. Elliott