

STATE OF SOUTH CAROLINA

 ORIGINAL

IN THE COURT OF APPEALS

Appeal from Horry County

Benjamin H. Culbertson, Circuit Court Judge

RECEIVED
SEP 21 2012
SC Court of Appeals

THE STATE,

RESPONDENT,

v.

JAMES ANDERSON,

APPELLANT

Appellate Case No. 2010-170069

**PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.
2. Counsel is preparing to file the petition for writ of certiorari in the case of State v. James Craig White (Cert in the COA) in the Supreme Court today, September 21, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Trico D. Thompson v. State in the Supreme Court on September 20, 2012.

Counsel filed the record on appeal in the case of State v. Connie Dumas in this Court on September 19, 2012. Counsel had a bond hearing in Dillon in the case of State v. Bentley Collins on September 17, 2012. Counsel filed the record on appeal in the case of State v. Marquis Breeland in this Court on September 14, 2012. Counsel filed the record on appeal in the case of State v. Cedric Flood in this Court on September 13, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Nathaniel Caldwell, III v. State in the Supreme Court on September 11, 2012. Counsel had an oral argument in this Court in the case of State v. Derek Maner on September 10, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Darrell Gleaton v. State in the Supreme Court on September 4, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Ronnie Middleton v. State in the Supreme Court on September 4, 2012. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Joseph Graddick in this Court on August 28, 2012. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Derringer Young in this Court on August 16, 2012. Counsel participated in the reconstruction hearing in the case of Tonnie Baldwin v. State on August 16, 2012 in Bamberg, South Carolina before the Honorable Doyet A. Early, III. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Kendrick Littlejohn in this Court on August 15, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Joseph Jennings v. State in the Supreme Court on August 9, 2012. Counsel filed the return to the petition for writ of certiorari in the case of State v. Bentley Collins in the Supreme Court on July 30, 2012.

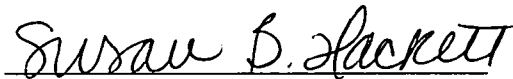
Counsel filed the initial brief of appellant and designation of matter in the case of State v. James D. Chapman in this Court on July 25, 2012.

3. This request is made in good faith, and not for purposes of delay.

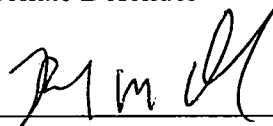
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

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. Counsel requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



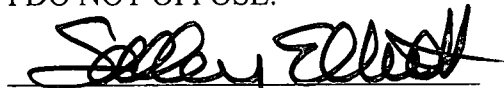
Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

September 21, 2012

I DO NOT OPPOSE:


Salley W. Elliott, Esquire