

The Supreme Court of South Carolina

Karen Donyell Lee,

Petitioner,

v.

State of South Carolina,

Respondent.

The Honorable G. Edward Welmaker
Greenville County
Trial Court Case No. 2006-CP-23-02947

ORDER

For good cause shown, the request for an extension to serve and file the Petition for Writ of Certiorari is granted and extended until April 27, 2012. Pursuant to this Court's order dated March 18, 2009, any further extension request must show the existence of extraordinary circumstances, state what actions are being taken to insure that no further extension will be required, and be signed by the appropriate attorneys.

IT IS SO ORDERED.

JEAN H. TOAL, CHIEF JUSTICE

BY



Clerk

Columbia, South Carolina

March 29, 2012

cc: Appellate Defender Kathrine H. Hudgins
Assistant Attorney General Karen Ratigan
The Honorable Jenny Kitchings

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

ORIGINAL

KAREEN DONYELL LEE,

RECEIVED

PETITIONER, MAR 28 2012

V.

S.C. Supreme Court

STATE OF SOUTH CAROLINA,

RESPONDENT

(3)

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

Counsel for Kareen Donyell Lee petitions the Court for a **final thirty day extension, until April 27, 2012**, in which to file the petition for writ of certiorari and accompanying appendix in this case. In support of this petition, counsel shows:

1. The petition for writ of certiorari and accompanying appendix are due to be filed with the Court today.
2. Counsel for Mr. Lee 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 filed the brief of petitioner in State v. Mark Baker on March 26, 2012. Counsel had an oral argument before the Supreme Court in Wendell Williams v. State on March 13, 2012. Counsel filed petitions for rehearing in Joseph Walker v. State and State v. Mike Salley on March 8, 2012. Counsel filed the initial brief of appellant and designation of matter in State v. Marion Stewart on March 5, 2012. On February 23, 2012, counsel filed the initial brief of appellant and designation of matter in State v. Gregory Velez. The brief of petitioner in State v. Mack Green was filed on February 20, 2012. Counsel filed the initial brief of appellant and designation of matter in State v. Lorenzo Inman on February 17, 2012. The petition for writ of certiorari and accompanying appendix was filed in Todd Sowell v. State on February 10, 2012. The petitions for rehearing were filed in State v. Norman Mitchell and State v. Robert Phipps on February 9, 2012. The brief of petitioner was filed in Clarence Gibbs v. State on February 8, 2012. Counsel filed the initial brief of appellant and designation of matter in State v. Robert

Mackey on February 6, 2012. The initial brief of appellant and designation of matter were filed in State v. Supreme Ackbar on February 3, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in Michael Murray v. State on February 2, 2012.

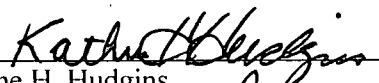
4. Counsel has not had time to complete the petition for writ of certiorari and accompanying appendix in this case. As a result, counsel respectfully asks this Court for a **final thirty day extension, until April 27, 2012**, in which to file the petition for writ of certiorari and accompanying appendix. Counsel is striving to limit the number of extensions requested. Counsel is attempting to complete the cases with the most number of extensions first.

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

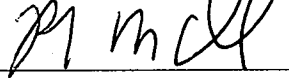
6. Counsel makes this request in good faith and not for purposes of delay.

Counsel respectfully requests a **final thirty day extension, until April 27, 2012**, in which to file the petition for writ of certiorari and accompanying appendix in this case based upon the above circumstances.

Respectfully submitted,



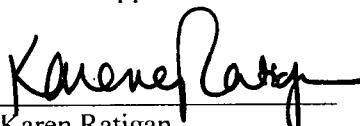
Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

March 28, 2012

I do not oppose:



Karen Ratigan

ORIGINAL

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

KAREEN DONYELL LEE,

RECEIVED

FEB 21 2012
PETITIONER,

S.C. Supreme Court

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

PETITION FOR EXTENSION OF TIME
IN WHICH TO FILE THE BRIEF OF PETITIONER
AND ADDITIONAL COPIES OF THE APPENDIX

Counsel for Karen Donyell Lee petitions the Court for a thirty day extension in which to file the brief of petitioner and additional copies of the appendix in this case. In support of this petition, counsel shows:

1. The brief of petitioner and additional copies of the appendix are due to be filed with the Court today.
2. Counsel for Mr. Lee 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 filed the petition for writ of certiorari and accompanying appendix in Kenneth Whitmore v. State on February 16, 2012. Counsel filed the petition for writ of certiorari and the accompanying appendix in Todd Sowell v. State on February 10, 2012. Counsel filed petitions for rehearing in State v. Robert Phipps and State v. Norman Mitchell on February 9, 2012. Counsel filed the brief of petitioner in Clarence Gibbs v. State on February 8, 2012. Counsel filed the initial brief of appellant and designation of matter in State v. Rodney Mackey on February 6, 2012. Counsel filed the initial brief of appellant and designation of matter in State v. Supreme Ackbar on February 2, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in


Michael Murray v. State on February 1, 2012. Counsel filed the initial brief of appellant and designation of matter in State v. Joseph Kelly State v. Joseph Kelly on January 27, 2012. Counsel filed the return to petition for writ of certiorari in Michael Witcher v. State on Counsel filed the initial brief of appellant and designation of matter in State v. David Chavez on January 20, 2012. Counsel filed the initial brief of appellant and designation of matter in State v. Lorenzo Inman and the return to petition for writ of certiorari for Shanna Kranchick v. State on January 17, 2012. Counsel filed the initial brief of appellant and designation of matter in State v. Craig Keeling on January 9, 2012. Counsel filed the petition for rehearing in Lorenzo R. Nicholson v. State on January 5, 2011.

4. Counsel has not had time to complete the petition for writ of certiorari and accompanying appendix in this case. As a result, counsel respectfully asks this Court for a thirty day extension in which to file the petition for writ of certiorari and accompanying appendix. Counsel is striving to limit the number of extensions requested. Counsel is attempting to complete the cases with the most number of extensions first.

5. Counsel makes this request in good faith and not for purposes of delay.

Counsel respectfully requests a thirty day extension, in which to file the petition for writ of certiorari and accompanying appendix in this case based upon the above circumstances.

Respectfully submitted,



Kathrine H. Hudgins
Appellate Defender

February 21, 2012

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

KAREEN DONYELL LEE,

PETITIONER,


V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

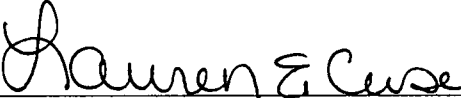
The undersigned attorney hereby certifies that a true copy of the petition for extension of time in which to file the petition for writ of certiorari in the above referenced case has been served upon Karen Ratigan, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 21st day of February, 2012.



Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 21st day of February, 2012.



(L.S.)

Notary Public for South Carolina

My Commission Expires: August 23, 2014 .

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Greenville County

G. Edward Welmaker, Circuit Court Judge

RECEIVED

JAN 27 2012

S.C. Supreme Court

KAREEN DONYELL LEE,

PETITIONER,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

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

Counsel for Karen Donyell Lee, respectfully moves the Court to allow the petition for extension in which to file the petition for writ of certiorari and appendix to be filed out of time. In support of this petition, counsel shows:

(1) The petition for writ of certiorari and accompanying appendix in this case were due to be filed with the Court on January 20, 2012.


(2) Due to clerical error, the case was inadvertently calendared as due on January 26, 2012, and an extension request was filed on this date. Counsel was notified today, January 27, 2012, of our calendar error.

(3) Counsel failed to file the petition for an extension in which to file the petition and appendix in a timely manner.

(4) As indicated by her signature below, Karen Ratigan, of the Attorney General's Office, does not oppose this request

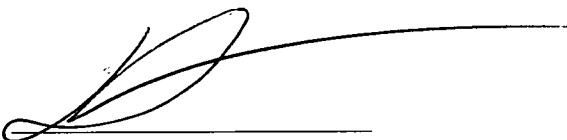
For these reasons, counsel for appellant requests that the Court allow the petition for an extension to be filed out of time.

Respectfully submitted,



Kathrine H. Hudgins
Appellate Defender

I do not oppose:



Karen Ratigan, Esquire

This 27th day of January, 2012.

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Greenville County

G. Edward Welmaker, Circuit Court Judge

KAREEN DONYELL LEE,

PETITIONER,

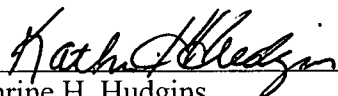
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

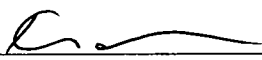
The undersigned attorney hereby certifies that a true copy of the petition for extension in which to file the petition for writ of certiorari and appendix out of time in the above referenced case has been served upon opposing counsel, Karen Ratigan, Esquire this 27th day of January, 2012.



Kathrine H. Hudgins
Appellate Defender

Attorney for Petitioner

SUBSCRIBED AND SWORN TO before me
this 27th day of January, 2012.



(L.S.)
Notary Public for South Carolina
My Commission Expires: October 2, 2013.



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

ORIGINAL

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

January 26, 2012

RECEIVED

JAN 26 2012

S.C. Supreme Court

The Honorable Daniel E. Shearouse
Clerk, S.C. Supreme Court
P.O. Box 11330
Columbia, SC 29211

Re: Karen Donyell Lee v. The State

Dear Mr. Shearouse:

The Petition for Writ of Certiorari and accompanying appendix are due to be served and filed with the Court today. However, because of my heavy workload at this time, I am requesting a thirty day extension in which to serve and file the petition.

By copy of this letter, I am informing Karen Ratigan, Esquire, of the Attorney General's Office, of my request.

Sincerely,

Kathrine H. Hudgins
Appellate Defender

KHH/lec

cc: Karen Ratigan, Esquire

Late, due Jan 20th