

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Charleston County

Deadra L. Jefferson, Circuit Court Judge

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APR 04 2016

SC Court of Appeals

STATE OF SOUTH CAROLINA,

RESPONDENT,

V.

KENDALL JEROME TYUS, JR.,

APPELLANT

APPELLATE CASE NO. 2015-001739

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

The undersigned counsel respectfully requests a **final thirty day extension until May 3, 2016** 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 extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Donneil Woods v. State in the Supreme Court on April 1, 2016. Counsel filed the brief of appellant in the case of State v. Robert Lee Wright in this Court on March 29, 2016. Counsel filed the petition for writ of certiorari and accompanying

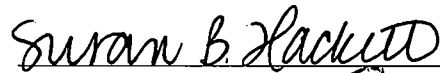
appendix in the case of Joshua Forrest v. State in the Supreme Court on March 22, 2016. Counsel argued in the case of State v. James Simmons, Jr. in this Court on March 9, 2016. Counsel filed a petition for writ of certiorari in the case of David Gerrard Johnson v. State in the Supreme Court of the United States on March 1, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Wayne Gary Polite in this Court on February 22, 2016. Counsel filed the petition for rehearing in the case of State v. Tyrel R. Collins in this Court on February 4, 2016.

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

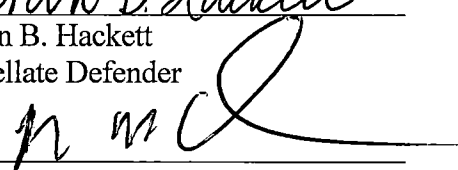
4. As indicated by the consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension until May 3, 2016**. Counsel respectfully 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.

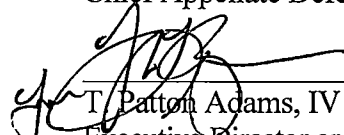
Respectfully submitted,



Susan B. Hackett
Appellate Defender



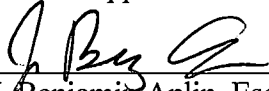
Robert M. Dudek
Chief Appellate Defender



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

April 4th, 2016

I do not oppose:



J. Benjamin Aplin, Esquire