

5

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

RECEIVED

APR 01 2016

SC Court of Appeals

Appeal from Richland County

J. Derham Cole, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

DEXTER L. MYERS,

APPELLANT

APPELLATE CASE NO. 2015-001881

**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 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. Counsel filed a petition for writ of certiorari to this Court in the case of State v. Marty Baggett in the Supreme Court on February 1, 2016.

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

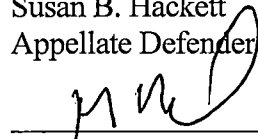
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

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

April 1, 2016

I DO NOT OPPOSE:



J. Benjamin Aplin, Esquire

MRF
for