

ORIGINAL

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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RECEIVED

Certiorari to Charleston County  
J.C. Buddy Nicholson, Jr., Circuit Court Judge

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APR 18 2016

SC SUPREME COURT

CLARK D. THOMAS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2015-002286

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

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Counsel for Clark D. Thomas respectfully requests a **final thirty (30) day extension, until May 18, 2016**, in which to file the petition for writ of certiorari and appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Clark D. Thomas 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 the case of Brandon Heath Clark v. The State of South Carolina on April 6, 2016 with this Court. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Waymon Eugene Newton on March 30, 2016 with the Court of Appeals. Counsel filed a petition for writ of certiorari and accompanying appendix in the case of Steven McElrath v. The State of South Carolina on March 18, 2016 with this Court. Counsel filed a petition for writ of certiorari in the case of Mickey Lane Mayberry v. The State of South Carolina on March 18, 2016 with this Court. Counsel filed a petition for rehearing in the case of Willis Weary v. The State of South Carolina on March 15, 2016 with the Court of Appeals. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Michael Gentile on March 9, 2016 with the Court of Appeals. Counsel filed a petition for rehearing in the case of The State v. Sammy Lee Scarborough on March 4, 2016 with the Court of Appeals. Counsel filed a petition for rehearing on the case of Stephen Smalls v. The State on February 22, 2016, with the Court of Appeals. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Marshall Dewitt McGaha v. The State on February 22, 2016, with this Court. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Gary R. Thompson on February 22, 2016, with this Court.


4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office consents to this request as shown by signature below.

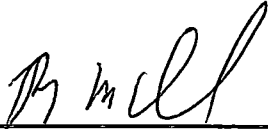
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until May 18, 2016**, in which to file the petition for writ of certiorari and

appendix 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,

  
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Kathrine H. Hudgins  
Appellate Defender

Attorney for Petitioner.

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

This 18<sup>th</sup> day of April, 2016.

I consent:

  
\_\_\_\_\_  
J. Rutledge Johnson, Esquire