

ORIGIN

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Richland County
DeAndrea G. Benjamin, Circuit Court Judge

RECEIVED

Opinion No. 2015-UP-574 (S.C. Ct. App. filed Dec. 30, 2015)
2012-GS-10-40032 & 2012-GS-10-40033

MAY 11 2016

SC SUPREME COURT

THE STATE,

RESPONDENT,

V.

BRETT D. PARKER,

PETITIONER

APPELLATE CASE NO. 2016-000524

MOTION TO EXCEED PAGE LIMIT

The undersigned counsel would respectfully request an order allowing him to file a petition for writ of certiorari in this case in excess of the twenty-five page limit imposed by Rule 243(d)(4), SCACR. In support of this motion, counsel would respectfully show the Court:

1. The petition for writ of certiorari and the appendix in this case are due today, May 11, 2016. The record on appeal is 3,192 pages and includes most of Petitioner's three-week double homicide trial. While the state contended Petitioner killed his wife and employee, Petitioner defended that his employee killed his wife and Petitioner killed his employee in self-defense and defense of habitation. Clearly, the trial was a complicated matter.

2. Counsel does not think that justice to the highly unusual facts of this double homicide case can be done in the twenty-five pages authorized by Rule 243(d)(4), SCACR. Two

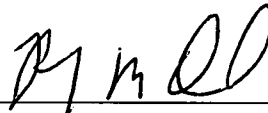
issues were raised on appeal by prior counsel in the Court of Appeals. Undersigned counsel is asking this Court to grant review of both issues. While the issues are not terribly complex, both require necessary factual background from the record to allow meaningful appellate review.

3. Consequently, counsel respectfully moves that this Court allow him to file a petition for a writ of certiorari not in excess of thirty pages. Counsel has made every effort for brevity while presenting the issues in a way to do justice.

4. Opposing counsel, W. Edgar Salter, III, of the Office of the Attorney General, graciously does not oppose this request as indicated by his signature below.

WHEREFORE, undersigned counsel would respectfully request an order from this Court granting him the right to exceed the twenty-five page limit of Rule 243(d)(4), SCACR. Counsel would also request that the order grant him the right to file a petition for a writ of certiorari in this double homicide case not in excess of thirty pages.

Respectfully submitted,

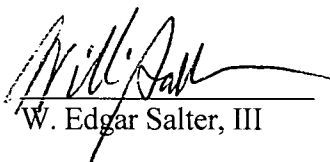


Robert M. Dudek
Chief Appellate Defender

Susan B. Hackett
David Alexander
Appellate Defender

Attorneys for Petitioner

I do not oppose this request



W. Edgar Salter, III

May 11, 2016

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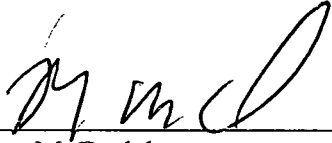
V.

BRETT D. PARKER,

PETITIONER

CERTIFICATE OF SERVICE

I certify that a true copy of the petition to file a petition for writ of certiorari in excess of the twenty-five page limit has been served on W. Edgar Salter, III, Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201 this 11th day of May, 2016.



Robert M. Dudek
Chief Appellate Defender

Attorney for Petitioner

SWORN TO BEFORE ME this 11th day
of May, 2016.



(L.S.)
Notary Public for South Carolina
My Commission Expires: October 30, 2022.