

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Beaufort County  
Brooks P. Goldsmith, Circuit Court Judge  
\_\_\_\_\_

RECEIVED  
FEB 16 2016  
SC Court of Appeals

THE STATE,

RESPONDENT,

v.

TRAVIS ABE POLITE,

APPELLANT

APPELLATE CASE NO. 2015-000182

\_\_\_\_\_  
MOTION FOR AN EXTENSION OF TIME  
IN WHICH TO FILE THE INITIAL REPLY BRIEF OF APPELLANT  
\_\_\_\_\_

Counsel for Johnny A. respectfully requests a final extension of fifteen (15) days, **until March 2, 2016**, in which to file the Initial Reply Brief of Appellant 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 initial reply brief of appellant is due to be filed with the Court today.
2. Counsel for Travis Abe Polite. respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time.

3. Counsel presented an oral argument in this court in the case of State v. Mandy L. Smith on February 9, 2016. Counsel filed the petition for writ of certiorari in the case of Anthony M. Riggins v. State with the Supreme Court on February 3, 2016. Counsel filed the initial reply brief of appellant in the case of State v. Calvin Miller with this court on January 15, 2016. Counsel filed the initial reply brief of appellant in the case of State v. Stephon Robinson with this court on December 29, 2015. Counsel filed the Brief of Petitioner in the case of Didier Van Sellner v. State with the Supreme Court on December 21, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Desmond Green with this court on December 17, 2015. Counsel filed the Re-Petition for Writ Certiorari in the case of Shannon McGee v. State with the Supreme Court on December 10, 2015.

4. Counsel makes this request in good faith and not for purpose of delay. Counsel is working on first on cases that have been extended three times in an effort to make his caseload more manageable and reduce the number of extensions in the future.

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

WHEREFORE, the undersigned counsel would respectfully request a fifteen day extension, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,

*Laura R. Baer by*  
*[Signature]* w/permission  
\_\_\_\_\_  
Laura R. Baer  
Appellate Defender

*[Signature]*  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

This 16<sup>th</sup> day of February, 2016.

I consent.

*[Signature]*  
\_\_\_\_\_  
Donald J. Zelenka