

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Horry County

William H. Seals, Jr., Circuit Court Judge  
\_\_\_\_\_

ORIGINAL  
and  
y. u. l. j. v.  
**RECEIVED**  
APR 04 2012  
**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

HERBERT CAUSEY,

APPELLANT

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

Counsel for Herbert Causey respectfully requests an extension of thirty (30) days in which to file the initial brief of appellant and designation of matter 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 brief of appellant and designation of matter are due to be served and filed with the Court today. The Court has granted two previous extensions.
2. Counsel for Mr. Causey 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 his caseload, counsel hopes that no further extension requests will be required.

3. On April 2, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Brandon Simmons. On March 26, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Samuel Dingle. On March 23, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Brandon Rogers. On March 19, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Bernaldino Ocasio. On March 16, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Christopher Watson. On March 12, 2012, counsel filed the petition for writ of certiorari and appendix in the case of Claude Jones v. State. On March 5, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Allen Capers and the brief of petitioner in the case of State v. Jason Black.

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

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

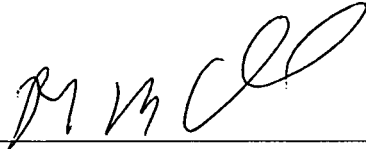
WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,



Breen R. Stevens  
Appellate Defender

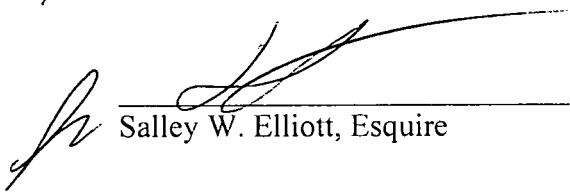
Attorney for Appellant



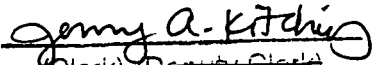
Robert M. Dudek  
Chief Appellate Defender

This 4<sup>th</sup> day of April, 2012.

I Consent:

  
Salley W. Elliott, Esquire

GRANTED  
JOHN CANNON FEW, C.J.  
FOR THE COURT

By:   
(Clerk) (Deputy Clerk)

**FILED**  
4-18-12 DL