

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Spartanburg County
J. Derham Cole, Circuit Court Judge

4th
1.3.12
ORIGINAL
RECEIVED
JAN 03 2012
SC Court of Appeals

TINA DOCKERY,

RESPONDENT,

V.

STATE OF SOUTH CAROLINA,

APPELLANT.

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

Counsel for Tina Dockery 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 fourth request for an extension. In support of this request, counsel shows:

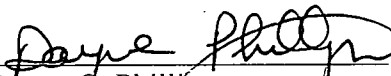
1. The initial brief of appellant and designation of matter is due to be served and filed with the Court today, January 3, 2012.
2. Counsel for Ms. Dockery respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions 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 December 21, 2011 counsel filed the initial brief of appellant and designation of matter in Dominique K. Ivey, Jr. v. State. On December 19, 2011 counsel filed the petition for

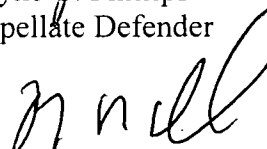
writ of certiorari and appendix in Denise Michelle Edwards v. State. On December 16, 2011, counsel filed the petition for writ of certiorari and appendix in Lillian A. Sims v. State and Charles Dominick v. State. On December 13, 2011 counsel filed the petition for writ of certiorari and appendix in Fernando Saenz v. State.

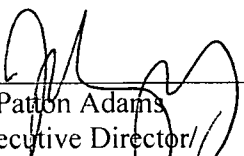
4. Counsel makes this request in good faith and not for purpose of delay.
5. As indicated by signature below, Salley W. Elliott, of the South Carolina Attorney General's Office, does not oppose this request.

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 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,


Dayne C. Phillips
Appellate Defender


Robert M. Dudek
Chief Appellate Defender


T. Patton Adams
Executive Director/
J. Hugh Ryan, III
General Counsel

FILED
1-9-12 DW

January 3, 2012

I do not oppose:

Hank M. Counts, Jr.
FOR

Salley W. Elliott

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

By: V. Claire Allen
(Clerk) (Deputy Clerk)