

Original

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

RECEIVED

AUG 20 2010

Appeal from York County

John C. Hayes, III, Circuit Court Judge

SC Court of Appeals  
2nd  
8-2010

THE STATE,

RESPONDENT,

v.

GERVAIS EDMONDS, #2,

APPELLANT

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

Counsel for Gervais Edmonds, #2 petitions the Court for a thirty day extension in which to file the initial brief of appellant and designation of matter in this case. In support of this petition, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Mr. Edmonds 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 initial brief of appellant and designation of matter in State v. Charles Whetstone on July 1, 2010. Counsel filed the initial briefs of appellant and designations of matter in State v. James Thompson and State v. Phillip Turner on July 14, 2010. Counsel filed the petition for writ of certiorari and accompanying appendix in Joseph Selig v. State on July 19, 2010. The initial brief of appellant and designation of matter in State v. Peter McKee were filed on July 21, 2010. Counsel filed the initial brief of appellant and designation of matter in State v. Louis Gainey

on July 30, 2010. Counsel filed the petition for writ of certiorari and accompanying appendix in Leonard Scruggs on August 2, 2010. Counsel filed the petition for writ of certiorari and accompanying appendix in Kevin Wiggins v. State on August 6, 2010.

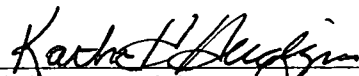
4. Counsel has not had time to complete the initial brief of appellant and designation of matter in this case. As a result, counsel respectfully asks this Court for a thirty day extension in which to file the initial brief of appellant and designation of matter. Counsel is striving to limit the number of extensions requested. Counsel is attempting to complete the cases with the most number of extensions first.

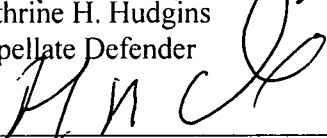
5. As indicated by signature below, Salley Elliott, of the South Carolina Attorney General's Office, does not oppose this request.

6. Counsel makes this request in good faith and not for purposes of delay.

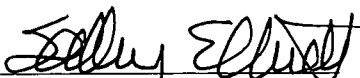
Counsel respectfully requests a thirty day extension, in which to file the initial brief of appellant and designation of matter in this case based upon the above circumstances.

Respectfully submitted,

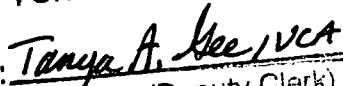
  
Kathrine H. Hudgins  
Appellate Defender


  
Robert M. Dudek  
Chief Appellate Defender

August 20, 2010  
I do not oppose:

  
Salley Elliott

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

By:   
(Clerk) (Deputy Clerk)  
8/27/10

  
FILED  
8/27/10