

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Williamsburg County  
Steven H. John, Circuit Court Judge

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**RECEIVED**

MAY 25 2016

**SC SUPREME COURT**

DAVID VICE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2015-002398

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MOTION FOR AN EXTENSION OF TIME  
IN WHICH TO FILE THE PETITION FOR WRIT OF  
CERTIORARI AND APPENDIX

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Counsel for David Vice respectfully requests an extension of thirty (30) days in which to file the petition for writ of certiorari and appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.
2. Counsel for David Vice 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 petition for writ of certiorari to the Court of Appeals in the case of Stephen Smalls v. The State on May 23, 2016 with this Court. Counsel filed a petition for writ of certiorari and accompanying appendix in the case of Christopher A. Baty v. The State on May 23, 2016 with this Court. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Clark D. Thomas v. The State with this Court on May 18, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Jamal Hakeem on May 11, 2016 with the Court of Appeals. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Sammy Lee Scarborough on May 4, 2016 with this Court. Counsel filed the initial reply brief in the case of The State v. Ralph Martin on May 2, 2016 with the Court of Appeals. Counsel filed the initial reply brief in the case of The State of South Carolina v. Tony Vernon Jordan on April 28, 2016 with the Court of Appeals. Counsel filed a petition for writ of certiorari and accompanying appendix in the case of Maurice Glover v. The State of South Carolina on April 20, 2016 with this Court. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Christopher E. Martin on April 18, 2016 with the Court of Appeals. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Brandon Heath Clark v. The State of South Carolina on April 6, 2016 with this Court. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Waymon Eugene Newton on March 30, 2016 with the Court of Appeals.

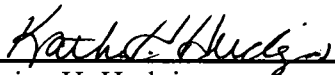
4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office has been informed of this request.

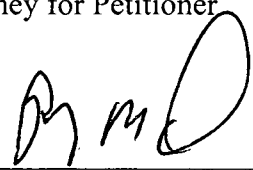
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon

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,

  
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Kathrine H. Hudgins  
Appellate Defender

Attorney for Petitioner

  
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Robert M. Dudek  
Chief Appellate Defender

May 25, 2016

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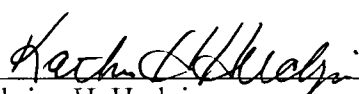
RESPONDENT

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CERTIFICATE OF SERVICE

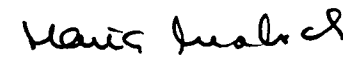
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I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Julie Coleman, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 25<sup>th</sup> day of May, 2016.

  
Kathrine H. Hudgins  
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 25<sup>th</sup> day  
of May, 2016.

  
\_\_\_\_\_(L.S.)  
Notary Public for South Carolina  
My Commission Expires: July 3, 2023.