

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Charleston County  
Ninth, Circuit Court Judge

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ORIGINAL  
RECEIVED

MAY - 7 2012

S.C. Supreme Court

THOMAS JERMAINE EVANS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

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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 Thomas Jermaine Evans 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:

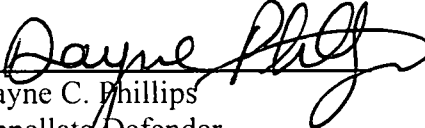
1. The petition for writ of certiorari and appendix is due to be served and filed with the Court today, May 7, 2012.
2. Counsel for Mr. Evans respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.
3. On May 4, 2012 counsel filed the petition for writ of certiorari and appendix in Steven Freeman v. State in this Court. On May 2, 2012 counsel filed the petition for writ of certiorari

and appendix in John Randolph v. State in the Supreme Court. On April 30, 2012 counsel filed the petition for writ of certiorari and appendix in Kevin Allison v. State in the Supreme Court. On April 26, 2012 counsel filed the petition for writ of certiorari and appendix in Raymond Murray v. State in the Supreme Court. On April 25, 2012 counsel filed the Reply to Respondent's Return to Appellant's Motion to Hold Appeal in Abeyance in State v. Richard Gagnon in this Court. On April 18, 2012 counsel filed the petitions for writ of certiorari and appendices in Antwan Wade v. State and Stacy Evans v. State in the Supreme Court. On April 6, 2012 counsel filed the petition for writ of certiorari and appendix in Ricky Dale Gilstrap v. State in the Supreme Court.

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,

  
Dayne C. Phillips  
Appellate Defender

Attorney for Petitioner

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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THOMAS JERMAINE EVANS,

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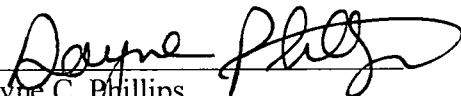
RESPONDENT

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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 Matthew Friedman, Esquire, this 7th day of May, 2012.

  
Dayne C. Phillips  
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 7th day  
of May, 2012.

  
Felicia K. Berry (L.S.)  
Notary Public for South Carolina

My Commission Expires: June 21, 2020.