

3rd ATB due 5/20/16
ORIGINAL
New due date 6/20/16

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Georgetown County
R. Knox McMahon, Circuit Court Judge

RECEIVED
MAY 20 2016
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

DAMONTE RIVERA,

APPELLANT

APPELLATE CASE NO. 2015-002292

**PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Chadwick Anderson v. State in the Supreme Court on May 17, 2016. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Tyrel Collins in the Supreme Court on May 13, 2016. Counsel filed the petition for writ of certiorari to the Court of

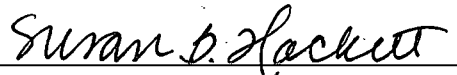
Appeals in the case of State v. Brett Parker in the Supreme Court on May 11, 2016, as a co-counsel with Robert M. Dudek and David Alexander. Counsel filed the petition for rehearing in the case of State v. James Simmons in this Court on May 5, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Kendall Tyus in this Court on May 4, 2016. Counsel filed the brief of petitioner in the case of State v. Walter M. Bash in the Supreme Court on April 25, 2016. Counsel argued in the case of State v. Steven Otts in this Court on April 20, 2016. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Anthony Markale Porterfield in this Court on April 13, 2016. Counsel attended the Reconstruction Hearing in the case of State v. Ivory Blackshire at the Aiken County Courthouse on April 5, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Donneil Woods v. State in the Supreme Court on April 1, 2016. Counsel filed the brief of appellant in the case of State v. Robert Lee Wright in this Court on March 29, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Joshua Forrest v. State in the Supreme Court on March 22, 2016.

3. This request is made in good faith, and not for purposes of delay.

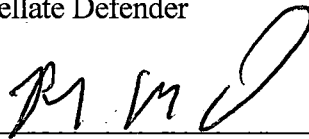
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

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. Counsel requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



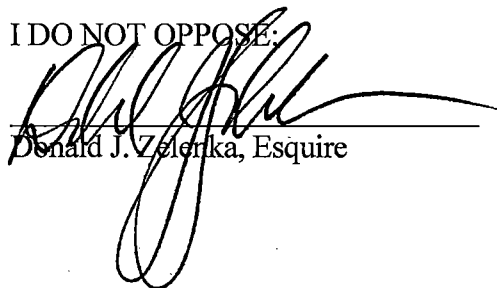
Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

May 20, 2016

I DO NOT OPPOSE:



Donald J. Zelenka, Esquire