

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Lancaster County
DeAndrea G. Benjamin, Circuit Court Judge

ORIGINAL
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JUL 13 2016
SC SUPREME COURT

CHARLES HENRY DAVIS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2016-000049

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

Counsel for Charles Henry Davis respectfully requests a **final thirty (30) day extension, until August 12, 2016**, 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 third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be filed with the Court today. The Court has granted counsel two previous extensions.

2. Counsel for Charles Henry Davis 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 and accompanying appendix in the case of Darrella Watson v. The State of South Carolina on July 8, 2016 with this Court. Counsel filed a petition for rehearing in the case of The State v. Marco Sanders on July 7, 2016 with the Court of Appeals. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Demetrius Henderson on July 5, 2016 with the Court of Appeals. Counsel filed the Return to Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Anthony Bailey on June 28, 2016 with this Court. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Andre Wallace v. The State of South Carolina on June 24, 2016 with this Court. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kelvin Bowen v. The State of South Carolina on June 23, 2016 with this Court. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Quentin Jenkins v. The State of South Carolina on June 14, 2016 with this Court. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Maurice Odom on June 10, 2016 with the Court of Appeals. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Michael D. Brooks on June 1, 2016 with the Court of Appeals. Counsel filed a petition for writ of certiorari in the case of Maurice C. Kinard v. The State on May 25, 2016 with this Court. 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

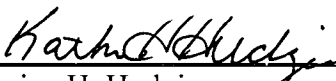
brief of appellant and designation of matter in the case of The State v. Jamal Hakeem on May 11, 2016 with the Court of Appeals.

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

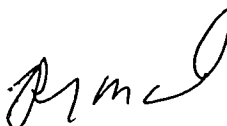
5. Counsel for the Attorney General's office consents to this request as shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until August 12, 2016**, 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,

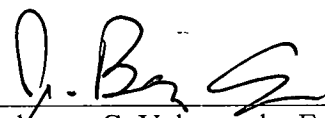

Kathrine H. Hudgins
Appellate Defender

Attorney for Petitioner.


Robert M. Dudek
Chief Appellate Defender

This 13th day of July, 2016.

I consent:


Johanna C. Valenzuela, Esquire