

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Saluda County

William P. Keesley, Circuit Court Judge

RECEIVED

JUL 20 2016

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

LEO ABNEY,

APPELLANT

APPELLATE CASE NO. 2016-000314

**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:

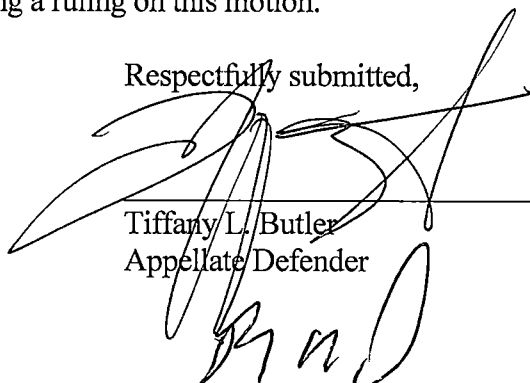
1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.
2. Counsel filed the Johnson Petition for Writ of Certiorari and the accompanying appendix in the case of Christopher Doville v. The State of South Carolina

in the Supreme Court on July 18, 2016. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of David Onley v. The State of South Carolina in the Supreme Court on July 13, 2016. Counsel filed the Petition for Writ of Certiorari in the case of Dyzshon Boykins v. The State of South Carolina in the Supreme Court on July 11, 2016. Counsel filed the Anders Brief of Appellant Pursuant to White v. State, the Petition for Writ of Certiorari and accompanying appendix in the case of Joshua Monroe v. State of South Carolina in the Supreme Court on July 5, 2016. Counsel filed the Brief of Appellant in the case of The State of South Carolina v. Vincent Missouri in this Court on July 5, 2016. Counsel filed the Return to Petition for Writ of Certiorari in the case of Dyshon R. Boykins v. The State of South Carolina in this Court on June 23, 2016. Counsel filed the Final Brief of Appellant in the case of The State of South Carolina v. Edward R. Anthony in this Court on June 20, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Phillip Joseph Stegall in this Court on June 15, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jeffrey B. Falls v. The State of South Carolina in the Supreme Court on May 18, 2016. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Trevis E. Johnson v. State of South Carolina in the Supreme Court on May 2, 2016. Counsel filed the Supplemental Record in the case of The State of South Carolina v. Mark Watson in the Supreme Court on May 2, 2016.

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

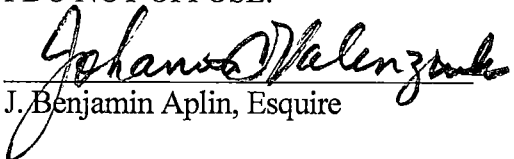


Tiffany L. Butler
Appellate Defender

Robert M. Dudek
Chief Appellate Defender

July 20, 2016

I DO NOT OPPOSE:

for 
J. Benjamin Aplin, Esquire