

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Appeal from Kershaw County  
Diane Schafer Goodstein, Circuit Court Judge

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RECEIVED

JUL 28 2016

SC SUPREME COURT

TOMMY MCKNIGHT,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2016-000821

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PETITION FOR EXTENSION TO FILE  
PETITION FOR WRIT OF CERTIORARI  
AND ACCOMPANYING APPENDIX

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The undersigned counsel respectfully requests a thirty day extension, **until August 29, 2016**, in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.

2. Counsel filed the resentencing motion in the case of The State of South Carolina v. Michael Smith in the Court of General Sessions, First Judicial Circuit on July 21, 2016.

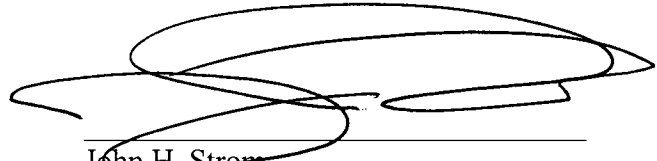
Counsel filed the petition for writ of certiorari and accompanying appendix in the case of The

State of South Carolina v. Andre Robinson in the Supreme Court on July 18, 2016. Counsel filed the initial brief of appellant in the case of The State v. David Lee Walker with the Court of Appeals on July 15, 2016. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State of South Carolina v. Shawn Lee Wyatt in the Supreme Court on July 11, 2016. Counsel filed the initial brief of appellant in the case of The State v. Joseph Umphlett with the Court of Appeals on June 30, 2016. Counsel filed the amended petition for writ of certiorari and accompanying appendix in the case of Charles Junious v. The State of South Carolina in the Supreme Court on June 28, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Trey Levar Garner v. The State of South Carolina in the Supreme Court on June 20, 2016. Counsel filed the Motion to Reconstruct the Record and Hold Appeal in Abeyance in the case of The State v. William Caughman with the Court of Appeals on June 17, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Marie Ass'ad-Faltas with the Court of Appeals on June 13, 2016. Counsel filed the return opposing the state's motion to strike petition for writ of certiorari, appendix, and supplemental appendices for failure to comply with rule 210(c), SCACR in the case of Tunzy Sanders v. The State of South Carolina in the Supreme Court on May 27, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Dustin Evans v. The State of South Carolina in the Supreme Court on May 25, 2016.

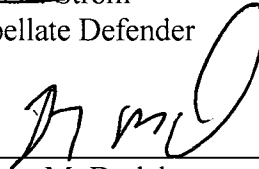
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A large, stylized handwritten signature in black ink, consisting of several overlapping loops and curves, positioned above a horizontal line.

John H. Strom  
Appellate Defender

A handwritten signature in black ink, appearing to be 'R M Dudek', positioned above a horizontal line.

Robert M. Dudek  
Chief Appellate Defender

July 28, 2016

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CERTIFICATE OF SERVICE

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The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Jessica Kinard, Esquire, Office of the Attorney General, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 28<sup>th</sup> day of July, 2016.

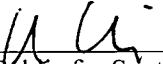


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John H. Strom  
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me  
this 28<sup>th</sup> day of July, 2016.

 (L.S.)  
Notary Public for South Carolina  
My Commission Expires: May 12<sup>th</sup>, 2025.