

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Orangeburg County

Honorable Frank R. Addy, Circuit Court Judge

DEITRICH FUNCHESS

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO 2016-000493

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

The undersigned counsel respectfully requests a thirty day extension, **until September 26, 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 brief of petitioner and accompanying appendix in the case of Lloyd Wright v. State of South Carolina in the Supreme Court on August 17, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Robert Steven

ORIGINAL
RECEIVED

AUG 25 2016

SC SUPREME COURT

Jolly with the Court of Appeals on August 17, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Shane A. Mahon with the Court of Appeals on August 10, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of The State of South Carolina v. Vondell Malachi in the Supreme Court on August 5, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Gene D. Cook with the Court of Appeals on August 1, 2016. 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.

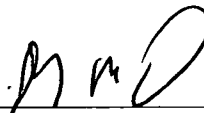
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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,



John H. Strom
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

August 25, 2016

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Orangeburg County

Honorable Frank R. Addy, Circuit Court Judge

DEITRICH FUNCHESS

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

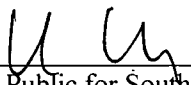
The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Ruston Neely, Esquire, Office of the Attorney General, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 25th day of August, 2016.



John H. Strom
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 25th day of August, 2016.

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