

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Lexington County

Honorable D. Craig Brown, Circuit Court Judge

RECEIVED

AUG 31 2016

S.C. SUPREME COURT

ALBERT OWENS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO 2016-000649

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

The undersigned counsel respectfully requests a thirty day extension, **until September 30, 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

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. 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 and designation of matter 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 and designation of matter 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.

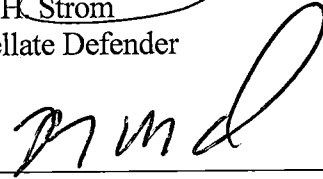
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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 31, 2016

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Lexington County

Honorable D. Craig Brown, Circuit Court Judge

ALBERT OWENS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

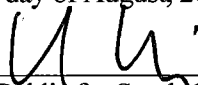
The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Patrick Schmeckpeper, Esquire, Office of the Attorney General, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 31st day of August, 2016.



John H. Strom
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 31st day of August, 2016.

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