

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

ORIGINAL

Certiorari to Richland County
G. Thomas Cooper, Circuit Court Judge

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SEP 14 2016

S.C. SUPREME COURT

ELBERT WALLACE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2016-000075

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

The undersigned counsel respectfully requests a **final thirty day extension, until October 14, 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. On September 8, 2016, counsel had an oral argument in the case of State v. Joshua Griffith before the Court of Appeals. On September 8, 2016, counsel had an oral argument in the case of State v. Shannon Scott before the Court of Appeals. On September 7, 2016, counsel had an oral argument in the case of State v. Raheem D. King before this Court. On September 6,

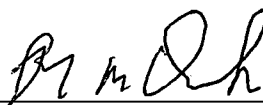
2016, counsel filed the return to petition for writ of certiorari in the case of Vernell W. Harris v. State with this Court. On August 30, 2016, counsel was second chair on the reply filed in support of the petition for writ of certiorari in the case of Sammie Louis Stokes v. State with the Supreme Court of the United States. On August 8, 2016, counsel filed the brief of petitioner in the case of Marion Bowman v. State with this Court. On July 26, 2016, counsel filed the initial brief of appellant in the case of State v. Devarous S.L. Parks with the Court of Appeals. On July 18, 2016 counsel filed the petition for writ of certiorari in the case of Melody Holmes v. State with the Supreme Court. On July 8, 2016, counsel filed the initial brief of appellant in the case of State v. Walter Scott Garrett with the Court of Appeals. **Counsel has extensive administrative duties as the Chief Appellate Defender, including administrative and Appellate Project oversight, and, training five less experienced appellate defenders and reading all of their writings.**

3. As indicated by her consent below, counsel for the state does not oppose this request.

4. 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 **final thirty day extension, until October 14, 2016**, in which to file the petition for writ of certiorari and accompanying appendix. 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,



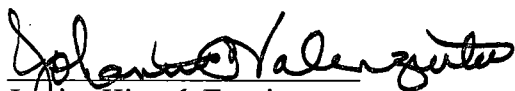
Robert M. Dudek
Chief Appellate Defender



T. Walton Adams
Executive Director
J. Hugh Ryan, III
General Counsel

September 14, 2016

I do not oppose:



Jessica Kinard, Esquire