

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Charleston County

Kristi Lea Harrington, Circuit Court Judge  
\_\_\_\_\_

5th  
10.6.11  
11.7.11  
ORIGINAL  
RECEIVED  
OCT 06 2011  
SC Court of Appeals

THE STATE,

RESPONDENT,

v.

JEFFREY HERRMANN,

APPELLANT

\_\_\_\_\_  
PETITION FOR EXTENSION OF TIME  
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT  
AND DESIGNATION OF MATTER  
\_\_\_\_\_

Counsel for Jeffrey Herrmann petitions the Court for a thirty day extension, in which to file the initial brief of appellant and designation of matter in this case. In support of this petition, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today.
2. Counsel for Mr. Herrmann respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.
3. Counsel filed the initial brief of appellant and designation of matter in State v. Bert Foster on September 7, 2011. On September 12, 2011, counsel filed the petition for writ of certiorari and accompanying appendix in Travis Richardson v. State. Counsel filed the return to petition for writ of certiorari in Dorian Cain v. State on September 20, 2011. Counsel filed the petition for writ of certiorari and accompanying appendix in Cody Waters v. State on September 23, 2011. On September 30, 2011, counsel filed the petition for writ of certiorari and accompanying appendix in Terry Smalley v. State. Counsel had three oral arguments scheduled with the South Carolina Supreme Court and South Carolina Court of Appeals during the week of October 3, 2011. Counsel argued In the interest of Justin B., a

minor under the age seventeen in the South Carolina Supreme Court on October 4, 2011. On October 5, 2011, counsel argued Kareen Lee v. State and Joseph Walker v. State in the South Carolina Court of Appeals.

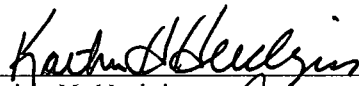
4. Counsel has not had time to complete the initial brief of appellant and designation of matter in this case. As a result, counsel respectfully asks this Court for a thirty day extension, in which to initial brief of appellant and designation of matter. Counsel is striving to limit the number of extensions requested. Counsel is attempting to complete the cases with the most number of extensions first.

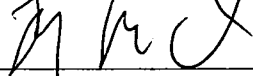
5. As indicated by signature below, Donald Zelenka, of the South Carolina Attorney General's Office, does not oppose this request.

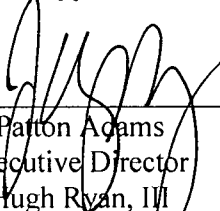
6. Counsel makes this request in good faith and not for purposes of delay.

Counsel respectfully requests a thirty day extension, in which to file the initial brief of appellant and designation of matter in this case based upon the above circumstances.

Respectfully submitted,

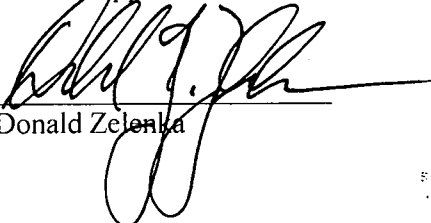
  
\_\_\_\_\_  
Kathrine H. Hudgins  
Appellate Defender

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

  
\_\_\_\_\_  
T. Patton Adams  
Executive Director  
J. Hugh Ryan, III  
General Counsel

October 6, 2011

I do not oppose:

  
\_\_\_\_\_  
Donald Zelenka

GRANTED  
JOHN CANNON FEW, C.J.  
FOR THE COURT

By:   
\_\_\_\_\_  
(Clerk) (Deputy Clerk)

**FILED**  
