

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Spartanburg County
Keith R. Kelly, Circuit Court Judge

RECEIVED

OCT 14 2016

S.C. SUPREME COURT

MARION EARL STEWART,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2016-001243

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION FOR WRIT OF
CERTIORARI AND APPENDIX

Counsel for Taurus Watts respectfully requests an extension of thirty (30) days in which to file the petition for writ of certiorari and appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:


1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.
2. Counsel for Taurus Watts 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 Anders Brief of Appellant, Designation of Matter, and Record on Appeal in the case of The State v. Rasheed T. Glover in the Court of Appeals on October 10, 2016. Counsel filed the Johnson Petition for Writ of Certiorari and the accompanying appendix in the case of Johnny James Edwards, Jr v. The State of South Carolina with this Court on September 30, 2016. Counsel filed the Anders Brief of Appellant and record on appeal in the case of The State of South Carolina v. Randy Glenn in the Court of Appeals on September 28, 2016. Counsel filed the Petition for Writ of Certiorari and the accompanying appendix in the case of The State of South Carolina v. William Anthony Wallace to the Court of Appeals in this Court on September 19, 2016. Counsel filed the Petition for Writ of Certiorari and the accompanying appendix in the case of The State of South Carolina v. Marco Sanders to the Court of Appeals in this Court on September 19, 2016. Counsel filed the Petition for Writ of Certiorari and the accompanying appendix in the case of Darryl Frierson v. The State of South Carolina to the Court of Appeals in this Court on September 19, 2016. Counsel filed the petition for writ of certiorari and the accompanying appendix Tommie L. Pixley v. The State of South Carolina with this Court on September 12, 2016. Counsel filed the Johnson petition for writ of certiorari and the accompanying appendix in the case of Oblin Banegas Maldonado v. The State of South Carolina with this Court on September 9, 2016. Counsel filed the reply to return to petition for writ of certiorari in the case of Clark D. Thomas v. The State of South Carolina with this Court on September 8, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Roosevelt Anthony Reaves v. The State of South Carolina with this Court on September 7, 2016. Counsel filed a motion in opposition in the case of Willis Weary v. The State of South Carolina on September 2, 2016, with this Court. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Eddie A. Huggins v. The State of South Carolina with this Court August 23, 2016.

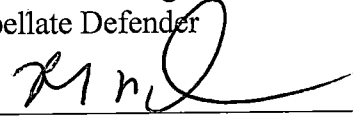
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

October 14, 2016

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Spartanburg County
Keith R. Kelly, Circuit Court Judge

MARION EARL STEWART,

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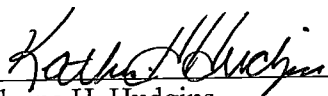
STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2016-001243

CERTIFICATE OF SERVICE

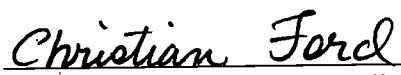
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Benjamin Aplin, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 14th day of October, 2016.



Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 14th day
of October, 2016.

 (L.S.)
Notary Public for South Carolina
My Commission Expires: March 1, 2026