

STATE OF SOUTH CAROLINA

ORIGINAL

IN THE SUPREME COURT

Appeal from Bamberg County

Honorable Tanya A. Gee, Circuit Court Judge

EDWARD TYLER,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO 2016-000634

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

Counsel respectfully requests a **final extension of thirty (30) days until November 18, 2016**, 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 third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix is due to be served and filed with the Court today.
2. Counsel 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 his caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Brandon Jermaine Benson with the Court of Appeals on October 17, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Alan Massey with the Court of Appeals on October 17, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Jacqueline Mesidor with the Court of Appeals on September 30, 2016. Counsel filed the motion to hold appeal in abeyance and motion to remand for reconstruction of the record in the case of The State v. Terry MacCall with the Court of Appeals on September 30, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tommy McKnight v. The State of South Carolina in the Supreme Court on September 28, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Antwine Matthews v. The State of South Carolina in the Supreme Court on September 26, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Bernardo Evans v. The State of South Carolina in the Supreme Court on September 26, 2016. Counsel had an oral argument in the case of The State v. Donte Samar Brown in the Court of Appeals on September 21, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Paula Reed Rose with the Court of Appeals on September 14, 2016.

4. Counsel makes this request in good faith and not for purpose 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.

5. Counsel for the Attorney General's office consents to this request as shown by signature below.

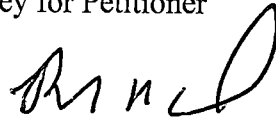
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until November 18, 2016**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances.

Respectfully submitted,



John H. Strom
Appellate Defender

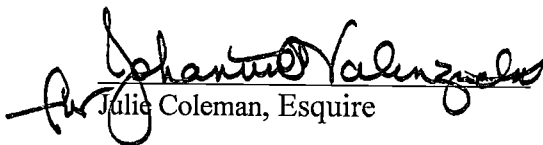
Attorney for Petitioner



Robert M. Dudek
Chief Appellate Defender

This 19th day of October, 2016

I Consent:



Julie Coleman, Esquire