

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Lexington County
J. Mark Hayes, Circuit Court Judge

RECEIVED

NOV 21 2016

BOYD RASHAEEN EVANS,

S.C. SUPREME COURT

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2016-001287

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

Counsel for Boyd Rashaeen Evans 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 Boyd Rashaeen Evans 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.

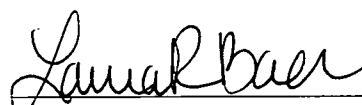
3. Counsel filed the initial brief of appellant in the case of State v. David Alan White with this court on November 21, 2016. Counsel filed the initial brief of appellant in the case of State v. Timothy Wayne Johnson with this court on October 26, 2016. Counsel filed the petition for writ of certiorari in the case of David Dwight Smith v. State with the Supreme Court on October 26, 2016. Counsel filed the petition for writ of certiorari in the case of Sama Chaka Quinland v. State with the Supreme Court on October 21, 2016. Counsel had oral argument in the case of Norman Hayes v. State with the Supreme Court on October 20, 2016. Counsel filed the reply to return to petition for writ of certiorari in the case of Marvin Bowens Green v. State with the Supreme Court on October 17, 2016. Counsel filed the initial brief of appellant in the case of State v. Stacy Riden with this Court on October 17, 2016. Counsel filed the initial brief of appellant in the case of State v. Billy Phillips with this Court on October 17, 2016.

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

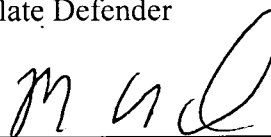
5. Counsel for the Attorney General's office has been informed of this request.

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 for writ of certiorari and appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Laura R. Baer
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 21st day of November, 2016.

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Lexington County
J. Mark Hayes, Circuit Court Judge

BOYD RASHAEEN EVANS,

PETITIONER

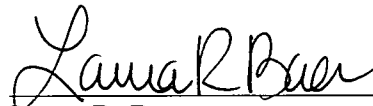
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

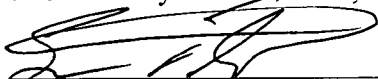
I certify that a copy of the Motion for an Extension of Time in which to file the petition for writ of certiorari and appendix in the above referenced case has been served upon Johanna C. Valenzuela, Esquire, at the office of the Attorney General, this 21st day of November, 2016.



Laura R. Baer
Appellate Defender

ATTORNEY FOR PETITIONOR

SUBSCRIBED AND SWORN TO before me
this 21st day of November, 2016.


_____(L.S.)
Notary Public for South Carolina

My Commission Expires: October 30, 2022 .