

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Calhoun County
Honorable Maite Murphy, Circuit Court Judge

RECEIVED
DEC 19 2016
SC Court of Appeals
RESPONDENT,

THE STATE,

V.

CHARLES WINSTON, JR.,

APPELLANT

APPELLATE CASE NO. 2016-001029

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Charles Winston, Jr., respectfully requests an extension of **final thirty (30) days, until January 18, 2017**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel three previous extensions.
 2. Counsel for Charles Winston, Jr., respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the
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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.

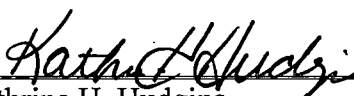
3. Counsel filed the Initial Brief of Appellant in the case of The State of South Carolina v. Jermaine D. Grier with this Court on December 16, 2016. Counsel filed the Johnson Petition for Writ of Certiorari and the accompanying appendix in the case of Marion Stewart v. The State of South Carolina in the Supreme Court on December 12, 2016. Counsel filed the Johnson Petition for Writ of Certiorari and the accompanying appendix in the case of Travarias Walker v. The State of South Carolina with the Supreme Court on December 6, 2016. Counsel filed the Initial Brief of Appellant in the case of The State v. Terry Williams with this Court on November 30, 2016. Counsel filed the Johnson Petition for Writ of Certiorari and the accompanying appendix in the case of Tremaine Nelson v. The State of South Carolina with the Supreme Court on November 28, 2016. Counsel filed the Petition for Writ of Certiorari and the accompanying appendix in the case of Taurus Watts v. The State of South Carolina in the Supreme Court on November 17, 2016. Counsel filed the Initial Brief of Appellant in the case of The State v. Emmanuel Elleby with this Court on November 9, 2016. Counsel filed the Petition for Writ of Certiorari in the case of Frederick Flowers v. The State of South Carolina with the Supreme Court on November 9, 2016. Counsel filed the Petition for Rehearing in the case of Shanna Kranchick v. The State of South Carolina with this Court on November 9, 2016. Counsel filed the Johnson Petition for Writ of Certiorari and appendix in the case of LeArthur Hills v. The State of South Carolina with the Supreme Court on October 31, 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.

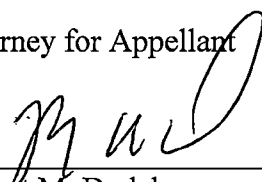
5. Counsel for the Attorney General's office consents to this request shown by signature below.

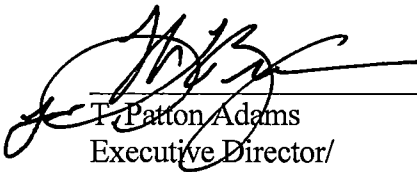
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) days, until January 18, 2017**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,


Kathrine H. Hudgins
Appellate Defender

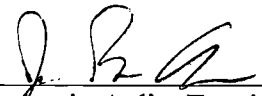
Attorney for Appellant


Robert M. Dudek
Chief Appellate Defender


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

This 19th day of December, 2016.

I consent:


Benjamin Aplin, Esquire