

(S)

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Sumter County

Honorable William Jeffrey Young, Circuit Court Judge

RECEIVED

DEC 19 2016

THE STATE,

RESPONDENT
SC Court of Appeals

V.

JOSEPH MANNERS,

APPELLANT

APPELLATE CASE NO 2016-000355

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

Counsel for appellant respectfully requests a **fourth and final** extension of 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 appellant 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 petition for writ of certiorari and accompanying appendix in the case of Ronald Lance v. State of South Carolina with the Supreme Court on December 16, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Darius Green v. State of South Carolina with the Supreme Court on December 16, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Mario Shivers v. State of South Carolina with the Supreme Court on December 9, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Lexie James Turner v. State of South Carolina with the Supreme Court on November 17, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Rene M. Rodriguez v. State of South Carolina with the Supreme Court on October 31, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Michael T. Sanders v. State of South Carolina with the Supreme Court on October 21, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Kendrick Mims with the Court of Appeals on October 17, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Alan Bruce Carruthers v. State of South Carolina with the Supreme Court on October 17, 2016. Counsel filed reply of the return to the motion to hold appeal in abeyance and motion to remand for reconstruction of post-conviction relief hearing or the granting of a new trial in the case of Quincy McCants v. State of South Carolina with the Supreme Court on October 14, 2016. Counsel filed the motion to hold appeal in abeyance and motion to remand for reconstruction of post-conviction relief hearing or the granting of a new trial in the case of Quincy McCants v. State of South Carolina with the Supreme Court on September 21, 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.

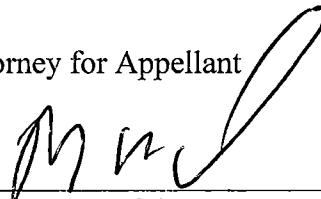
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until January 18, 2017** in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

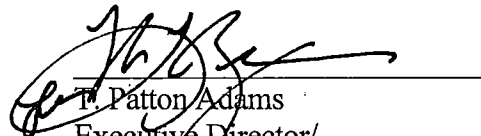


Taylor D. Gilliam
Appellate Defender

Attorney for Appellant




Robert M. Dudek
Chief Appellate Defender



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

This 19th day of December, 2016.

I consent:


for Donald Zelenka, Esquire