

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Chesterfield County
Paul M. Burch, Circuit Court Judge

RECEIVED

JAN 03 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

GARY MATTHEW MOORE,

APPELLANT

APPELLATE CASE NO. 2016-000779

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

Counsel for Gary Matthew Moore respectfully requests a **fourth and final** extension of thirty (30) days **until February 2, 2017**, days in which to file the Initial Brief of Appellant and Designation of Matter in the above-referenced 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 in this case are due to be served and filed with the Court today. The Court has granted counsel three previous extensions.

2. Counsel for Gary Matthew Moore, 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 State v. Antwan Adams with this Court on December 21, 2016. Counsel filed the petition for writ of certiorari in the case of James William McKinney, Jr. v. State with this Court on December 16, 2016. Counsel filed the petition for writ of certiorari in the case of Chad Hollingsworth v. State with the Supreme Court on December 7, 2016. Counsel filed the Brief of Respondent in the case of Letron Davis v. State with the Supreme Court on December 5, 2016. Counsel filed the petition for writ of certiorari in the case of Roshod Baker v. State with the Supreme Court on November 23, 2016. Counsel filed the initial brief of appellant in the case of State v. David Alan White with this Court on November 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.

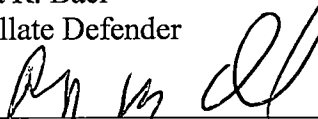
5. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension** until February 2, 2017, in which to file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

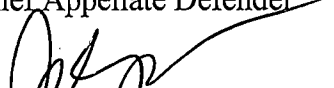
Respectfully submitted,



Laura R. Baer
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



T. Patton Adams
Executive Director/
J. Hugh Ryan, III
General Counsel/
W. Lawrence Brown
Deputy General Counsel

This January 3, 2017.

I do not oppose:



for J. Benjamin Applin, Esquire