

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Greenville County

Honorable Perry H. Gravely, Circuit Court Judge

RECEIVED

JAN -9 2017

S.C. SUPREME COURT

ELVIRA LYNN SEAY,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2016-000408

PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND ACCOMPANYING APPENDIX

The undersigned counsel respectfully requests a **final thirty day extension, until February 8, 2017** in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. Counsel filed the Brief of Petitioner in the case of Jason Sanford v. The State of South Carolina with this Court on January 3, 2017. Counsel filed the Brief of Appellant in the case of The State v. Lester Mosley, Jr. with the Court of Appeals on December 19, 2016. Counsel filed

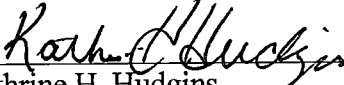
the Initial Brief of Appellant in the case of The State of South Carolina v. Jermaine D. Grier with the Court of Appeals on December 16, 2016. Counsel filed the Johnson Petition for Writ of Certiorari and the accompanying appendix in the case of Marion Stewart v. The State of South Carolina with this 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 this Court on December 6, 2016. Counsel filed the Initial Brief of Appellant in the case of The State v. Terry Williams with the Court of Appeals 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 this 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 with this Court on November 17, 2016.

3. As indicated by his consent below, counsel for the state does not oppose this request.

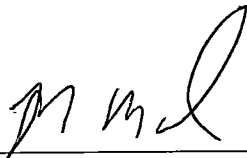
4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until February 8, 2017**. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



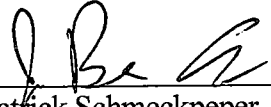
Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

January 9, 2017

I do not oppose:


for _____
Patrick Schmeckpeper, Esquire