

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Kershaw County

G. Thomas Cooper, Circuit Court Judge

ORIGINAL

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JAN -9 2017

S.C. SUPREME COURT

BRIAN F. EVANS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2016-001596

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

The undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Tyrel Collins in this Court on January 3, 2017. Counsel filed the petition for rehearing in the case of State v. Keith Denver Tate in the Court of Appeals on December 29,

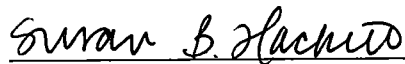
2016. Counsel filed the initial reply brief of appellant In The Matter Of The Care And Treatment Of Keith Fitzgerald Burris in the Court of Appeals on December 28, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Deshaun Jamel Fordham v. State in this Court on December 15, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Benjamin Cervantes-Hernandez in the Court of Appeals on December 14, 2016. On December 5, 2016, Counsel provided testimony in the post-conviction relief case of Joseph Graddick v. State. Counsel filed the petition for rehearing in the case of State v. Abdul Furquan in the Court of Appeals on December 1, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Rodsheen Ayer in the Court of Appeals on November 30, 2016. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Brandon Adams in the Court of Appeals on November 23, 2016. Counsel was a presenter at Public Defense 101: Fundamentals of the Profession on November 22, 2016. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Rodney Green in the Court of Appeals on November 18, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Javier Hickson v. State in this Court on November 14, 2016. Counsel testified during a PCR hearing at the Spartanburg County Courthouse in the case of Javan Mays v. State on November 9, 2016. Counsel testified during a PCR hearing at the Spartanburg County Courthouse in the case of John Bonner v. State on November 9, 2016.

3. This request is made in good faith, and not for purposes of delay.

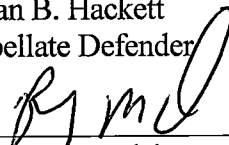
WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the

time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

January 9, 2017

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PETITIONER,

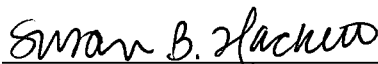
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE


I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Jessica Kinard, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 9th day of January, 2017.



Susan B. Hackett
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 9th day of January, 2017.

 (L.S.)

Notary Public for South Carolina
My Commission Expires: October 30, 2022.