

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from York County
Frank R. Addy, Circuit Court Judge

RECEIVED

JAN 13 2017

S.C. SUPREME COURT

JOSHUA BROOKINS,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2016-001592

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION FOR WRIT OF
CERTIORARI AND APPENDIX

Counsel for Joshua Kenneth Brookins respectfully requests an extension of thirty (30) days in which to file the writ of certiorari and accompanying appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The writ of certiorari and accompanying appendix are due to be served and filed with the Court today.
2. Counsel for Joshua Kenneth Brookins 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 her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the initial reply brief of appellant in the case of State v. Dean Distasio with the Court of Appeals on January 12, 2017. Counsel filed the initial brief of appellant in the case of State v. Preston Mozeak with the Court of Appeals on January 11, 2017. Counsel filed the initial brief of appellant in the case of State v. Richard A. Capell with the Court of Appeals on January 9, 2017. Counsel filed the initial brief of appellant in the case of State v. John Calvin Sledge with the Court of Appeals on January 9, 2017. Counsel filed the Johnson petition for writ of certiorari in the case of Leonard B. Goodwin v. State with this Court on January 3, 2017. Counsel filed the initial brief of appellant in the case of State v. Antwan Adams with the Court of Appeals on December 21, 2016. Counsel filed the petition for writ of certiorari in the case of James William McKinney, Jr. v. State with the Court of Appeals on December 16, 2016. Counsel filed the petition for writ of certiorari in the case of Chad Hollingsworth v. State with this Court on December 7, 2016. Counsel filed the Brief of Respondent in the case of Letron Davis v. State with this Court on December 5, 2016. Counsel filed the petition for writ of certiorari in the case of Roshod Baker v. State with this Court on November 23, 2016. Counsel filed the initial brief of appellant in the case of State v. David Alan White with the Court of Appeals on November 21, 2016. Counsel filed the opposition to the state's motion to dismiss the motion for resentencing in the case of State v. Ronald Mack in Williamsburg County on November 5, 2016.

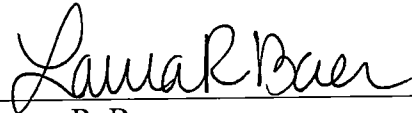
4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office has been informed of this request.

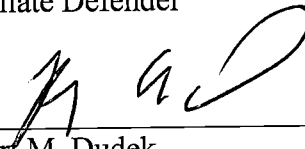
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the writ of certiorari and accompanying appendix in this case based

upon the above exigent circumstances. Counsel requests that time limits for filing the writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Laura R. Baer
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 13th day of January, 2017.

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from York County
Frank R. Addy, Circuit Court Judge

JOSHUA BROOKINS,

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V.

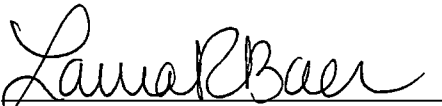
STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2016-001592

CERTIFICATE OF SERVICE

I certify that a copy of the Motion for an Extension of Time in which to file the writ of certiorari and accompanying appendix in the above referenced case has been served upon Justin J. Hunter, Esquire, at the Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 13th day of January, 2017.



Laura R. Baer
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 13th day of January, 2017.

Christian Ford (L.S.)
Notary Public for South Carolina
My Commission Expires: March 1, 2026