

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County

C. Victor Pyle, Jr., Circuit Court Judge

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SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JULIAN DEANDRE BATTLE,

APPELLANT

APPELLATE CASE NO. 2011-203746

PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

The undersigned counsel respectfully requests a thirty day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. Counsel filed the initial brief of appellant and designation of matter with the Court of Appeals in State v. Michael Couch on November 7, 2012. On October 31, 2012, counsel had an oral argument in the Supreme Court in State v. Danny Cortez Brown. Counsel had an oral argument in this Court on October 30, 2012 in State v. Norman Stoudenmire. Counsel filed the initial brief of appellate and designation of matter in State v. Eric Wright with this Court on October 25, 2012. The petition for writ of certiorari in Kenji Manning v. State was filed with the Supreme Court on October 22, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in Vincent Neumon v. State in the Supreme Court on October 15, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in

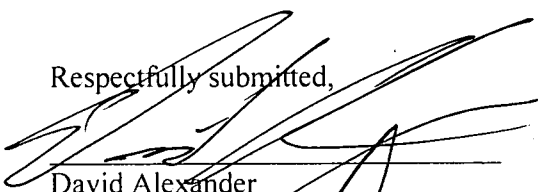
the Supreme Court in David Fowler v. State on October 11, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in Tippy Marie Retana v. State in the Supreme Court on October 10, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in Kendall Green v. State in the Supreme Court on October 5, 2012. Counsel had oral argument in the Supreme Court in the case of Ernest Pressley v. State on October 2, 2012.

3. 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.

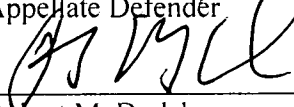
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

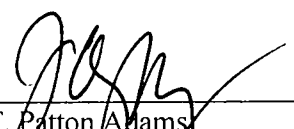
Respectfully submitted,



David Alexander
Appellate Defender



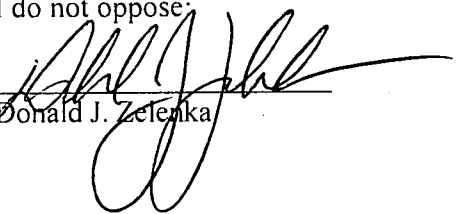
Robert M. Dudek
Chief Appellate Defender



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

November 15, 2012

I do not oppose:



Donald J. Zelenka