

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

ORIGINAL

Appeal from Oconee County
Brooks P. Goldsmith, Circuit Court Judge

RECEIVED

JAN 23 2017

DAVID LEE COWARD,

S.C. SUPREME COURT
PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2016-001358

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

Counsel for David Lee Coward respectfully requests a **final thirty (30) day extension, until February 22, 2017**, in which to file the Petition for Writ of Certiorari and 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 third request for an extension. In support of this request, counsel shows:

1. The Petition for Writ of Certiorari and Appendix are due to be served and filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for David Lee Coward 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 petition for writ of certiorari in the case of Boyd Rashaen Evans v. State with this Court on January 20, 2017. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Calvin Terrell Williams with the Court of Appeals on January 18, 2017. 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.

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

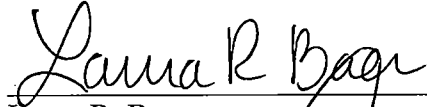
5. Counsel for the Attorney General's office has been informed of this request as shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until February 22, 2017**, in which to file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time

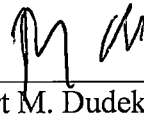
limits for filing the petition for writ of certiorari and appendix be held in abeyance pending a ruling on this motion.

This 23rd day of January, 2017.

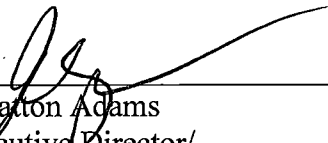
Respectfully submitted,



Laura R. Baer
Appellate Defender

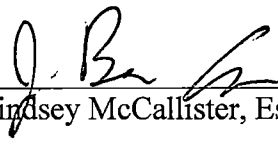


Robert M. Dudek
Chief Appellate Defender



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

I consent:


for Lindsey McCallister, Esquire