

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Hampton County
Honorable Brooks P. Goldsmith, Circuit Court Judge

RECEIVED

FEB 03 2017

STEVIE AIKEN,

S.C. SUPREME COURT

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO 2016-001707

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

Counsel for Stevie Aiken respectfully requests an extension of thirty (30) days 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 second request for an extension. In support of this request, counsel shows:

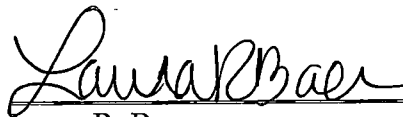
1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.
2. Counsel for Stevie Aiken respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted 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 rehearing in the case of State v. David Glover with the Court of Appeals on January 24, 2016. Counsel filed the petition for writ of certiorari in the case of Boyd Rashaeen 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.

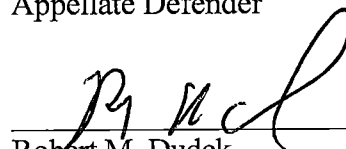
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the 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 be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Laura R. Baer
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

Attorney for Petitioner

February 3, 2017

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Hampton County
Honorable Brooks P. Goldsmith, Circuit Court Judge

STEVIE AIKEN,

PETITIONER


V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

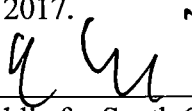
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Ruston Neely, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 3rd day of February, 2017.



Laura R. Baer
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 3rd day of
February, 2017.



(L.S.)
Notary Public for South Carolina
My Commission Expires: May 12, 2025.