

STATE OF SOUTH CAROLINA

ORIGINAL

IN THE COURT OF APPEALS

Appeal from Spartanburg County

Roger L. Couch, Circuit Court Judge

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SC Court of Appeals

THE STATE,

RESPONDENT,

v.

ANDREW BRENT SCOTT,

APPELLANT

APPELLATE CASE NO. 2012-212554

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. The petition for writ of certiorari and accompanying appendix in Charles Ray Dean v. State was filed in the Supreme Court on November 15, 2012. 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

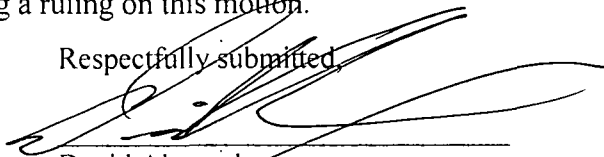
Neumon v. State in the Supreme Court on October 15, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the Supreme Court in David Fowler v. State on October 11, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in Tippy Marie Retana v. 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.

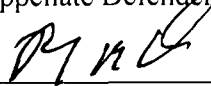
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

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,



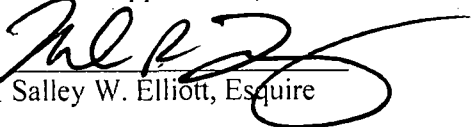
David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

November 19, 2012

I do not oppose:


FOR Salley W. Elliott, Esquire