

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Appeal from Cherokee County

MAR 06 2017

Honorable J. Derham Cole, Circuit Court Judge

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JEFFREY WILLIAM COLE,

APPELLANT

APPELLATE CASE NO 2016-001451

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for appellant respectfully requests an extension of thirty (30) days, **until April 5, 2017**, in which to file the Initial Brief of Appellant and Designation of Matter 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 initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel two previous extensions.

2. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Cathy Dawn Skates with the Court of Appeals on March 1, 2017. Counsel filed the

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initial brief of appellant and designation of matter in the case of The State v. Calvin Brown with the Court of Appeals on February 27, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Chuck Edward McCullough v. State of South Carolina with the Supreme Court on February 21, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Arturo Rios Torres with the Court of Appeals on February 16, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Timothy Emmanuel Greene with the Court of Appeals on February 8, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Frank Middleton v. State of South Carolina with the Supreme Court on January 27, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Joseph Manners with the Court of Appeals on January 18, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Tinsley v. State of South Carolina with the Supreme Court on January 11, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Terry Cooper with the Court of Appeals on January 6, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of William Cannon Gresham v. State of South Carolina with the Supreme Court on December 28, 2016.

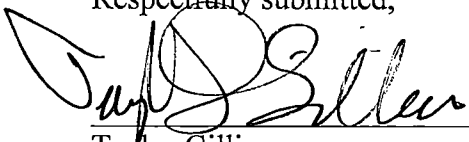
3. Appellate Defender Taylor D. Gilliam began working with the Division of Appellate Defense on Thursday, June 2, 2016, at which time this case was assigned to him as counsel of record.

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

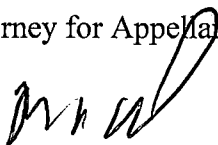
5. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, **until April 5, 2017**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,


Taylor Gilliam
Appellate Defender

Attorney for Appellant


Robert M. Dudek
Chief Appellate Defender

This 6th day of March, 2017.

I consent:


Benjamin Aplin, Esquire