

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Florence County

RECEIVED

D. Craig Brown, Circuit Court Judge

MAR 13 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MELVIN DURANT,

APPELLANT

APPELLATE CASE NO. 2016-001390

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

The undersigned counsel would respectfully request a **final thirty-day extension until April 12, 2017** 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 exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by three prior orders of this Court.
2. Counsel filed the petition for writ of certiorari and accompanying appendix and the brief pursuant to White v. State in the case of William McCladdie v. State in the Supreme Court on March 13, 2017. Counsel filed the petition for writ of certiorari and accompanying

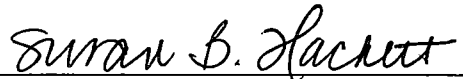
appendix in the case of Brian Evans v. State in the Supreme Court on March 8, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Robert D. Smith in this Court on March 6, 2017. Counsel filed the petition for writ of certiorari to this Court in the case of State v. Abdul Furquan in the Supreme Court on February 27, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Jake Lake in this Court on February 27, 2017. Counsel filed the petition for writ of certiorari to this Court in the case of State v. Keith Denver Tate in the Supreme Court on February 21, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Worth Edward Cook, III in this Court on February 13, 2017. Counsel testified during a PCR hearing at the Beaufort County Courthouse in the case of Rodriguez Carter v. State on February 14, 2017. On February 10, 2017, Counsel represented Donald Lamon Young at a reconstruction hearing before the Honorable J. Mark Hayes, II, in Greenville, South Carolina. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Leon James in this Court on February 3, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Corey Geddie v. State in the Supreme Court on January 30, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Jason Gourdine in this Court on January 27, 2017. Counsel filed the petition for rehearing in the case of State v. Wayne Gary Polite in this Court on January 26, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Brandon Rashad Marshall in this Court on January 24, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. James Miller in this Court on January 18, 2017. Counsel filed the return to petition for rehearing in the case of State v. Walter M. Bash in the Supreme Court on January 17, 2017.

3. This request is made in good faith, and not for purposes of delay.

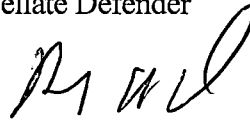
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension until April 12, 2017** in which to file the initial brief of appellant and designation of matter in this case. Counsel 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.

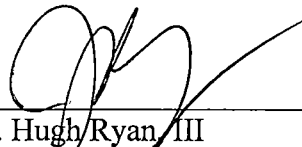
Respectfully submitted,



Susan B. Hackett  
Appellate Defender



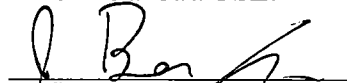
Robert M. Dudek  
Chief Appellate Defender



J. Hugh Ryan, III  
Executive Director  
Hervery B. O. Young  
Deputy Director and General Counsel/  
W. Lawrence Brown  
Deputy General Counsel and Training Director

March 13, 2017

I DO NOT OPPOSE:

  
\_\_\_\_\_  
J. Benjamin Aplin, Esquire