

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Greenville County
The Honorable Eugene C. Griffith, Jr., Circuit Court Judge

Appellate Case No. 2015-000542

RECEIVED

MAR 23 2017

S.C. SUPREME COURT

KEITH DESUE,

Petitioner,

v.

THE STATE,

Respondent.

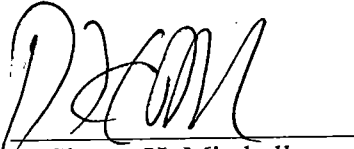
**MOTION FOR FOURTH EXTENSION TO FILE
BRIEF OF RESPONDENT**

Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Brief of Respondent up to and including April 24, 2017. This is Respondent's fourth request for an extension of time in which to file the petition. In support of the request, undersigned counsel would respectfully show the Court:

1. The Brief of Respondent is due to be filed with the Court today. The Court has granted counsel three previous extensions.
2. The Undersigned counsel for Respondent was recently assigned this case due to the departure of an Assistant Attorney General.
3. This is the fourth request for an extension of time in which to file a response.
4. Counsel for the Petitioner consents to this request shown by signature below.

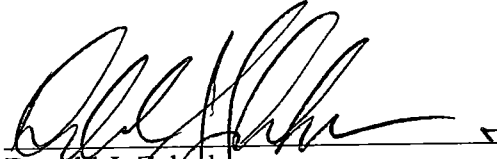
THEREFORE, undersigned counsel for Respondent respectfully requests a **fourth and final thirty (30) day extension** until **April 24, 2017**, in which to complete and file the Brief of Respondent in this case based upon the above exigent circumstances.

Respectfully submitted,

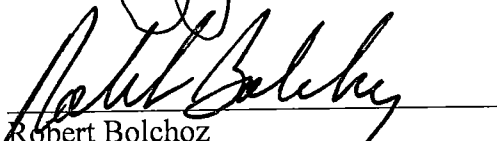


DeShawn H. Mitchell
Assistant Attorney General
S.C. Bar # 101813
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3737
Attorney for Respondent

**We concur that extraordinary circumstances
have been shown**



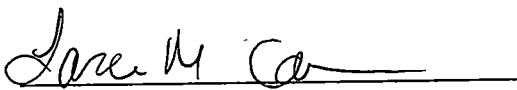
Donald J. Zelenka
Deputy Attorney General



Robert Bolchoz
Chief Deputy Attorney General

This 23rd day of March, 2017

I consent:



Lara M. Caudy
Appellate Defender

STATE OF SOUTH CAROLINA
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Respondent,

v.

KEITH DESUE,

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Appellate Case No. 2015-000542

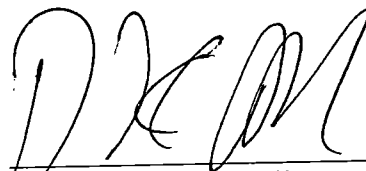
CERTIFICATE OF SERVICE

I, DeShawn H. Mitchell, hereby certify that I have served the Motion for Fourth Extension to file the Brief of Respondent, on Petitioner by depositing a copy of same in the United States Mail, postage prepaid addressed to:

**Lara M. Caudy, Esquire
S.C. Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, South Carolina 29211**

I further certify that all parties required by Rule to be served have been served.

This 23rd day of March, 2017



DeShawn H. Mitchell
Assistant Attorney General
S.C. Bar # 101813

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(803) 734-3737

ATTORNEY FOR RESPONDENT