

ORIGINAL

STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM MCCORMICK COUNTY

RECEIVED

R. Lawton McIntosh, Circuit Court Judge

MAR 30 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JOE ROSS WORLEY,

APPELLANT

APPELLATE CASE NO. 2014-001497

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

Counsel for appellant respectfully requests a **final** extension of ten (10) days **until May 10, 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 request for an additional extension, in light of this cases' complex procedural history and interviewing remand to the circuit court. 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. This is the first extension counsel has requested since the Court terminated the remand to the circuit court on January 27, 2017 and the case was last taken out of abeyance on March 1, 2017. Prior to being remanded to the circuit court this case was on its fourth extension.

2. Counsel for appellant respectfully submits that extraordinary circumstances and the case's complex procedural and legal issues warrant the granting of a final, additional extension of time. Given the number of extensions previously granted, counsel will not request any further extensions.

3. Counsel filed the initial brief of respondent and designation of matter in the case of The State v. Raheem Aquil with the Court of Appeals on March 15, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Steven Levon Williams with the Court of Appeals on March 15, 2017. Counsel filed the brief of petitioner in the case of Shawn Lee Wyatt v. The State of South Carolina in the Supreme Court on March 13, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Anthony Dominique Wilder v. The State of South Carolina in the Supreme Court on March 8, 2017. Counsel filed the brief of petitioner in the case of Jerod Keykendall Harris v. The State of South Carolina in the Supreme Court on March 7, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Mark Anthony Bayne with the Court of Appeals on February 21, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Garrick Epps with the Court of Appeals on February 16, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of Donte Samar Brown v. The State of South Carolina in the Supreme Court on February 9, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of DeAngelo Mitchell v. The State of South Carolina in the Supreme Court on February 6, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Maurice Wilson v. The State of South Carolina in the Supreme Court on February 6, 2017. Counsel filed the initial brief of appellant and designation

of matter in the case of The State v. Theia Darion McArdle with the Court of Appeals on January 27, 2017. Counsel filed the petition for rehearing in the case of The State v. John Henry Lowery with the Court of Appeals on January 26, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Sara Elizabeth Hodson with the Court of Appeals on January 24, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Eric Antonia Spratt v. The State of South Carolina in the Supreme Court on January 20, 2017. Counsel filed the petition for certiorari to the Court of Appeals in the case of The State v. Daniel Martinez Herrera with the Supreme Court on January 19, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tyris B. Glover v. The State of South Carolina in the Supreme Court on January 12, 2017.

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

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

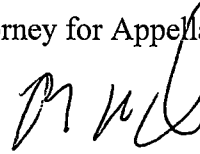
WHEREFORE, the undersigned counsel would respectfully request **a final thirty (30) day extension until May 10, 2017** in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

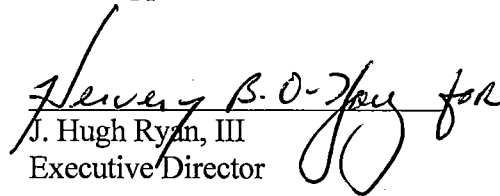


John H. Strom  
Appellate Defender

Attorney for Appellant



Robert M. Dudek  
Chief Appellate Defender



J. Hugh Ryan, III  
Executive Director

This 30<sup>th</sup> day of May, 2017.

I consent:



Benjamin Aplin, Esquire