

 ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Sumter County

George C. James, Circuit Court Judge

RECEIVED

APR 19 2017

JAMES KEION SPANN,

S.C. SUPREME COURT
PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2016-002135

**PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND APPENDIX**

The undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

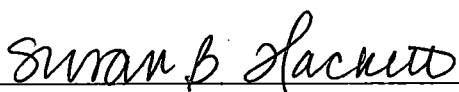
1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Michael Tompai v. State in this Court today, April 19, 2017. Counsel argued in the case of State v. Marvin Brown in the Court of Appeals on April 18, 2017. Counsel filed the initial

brief of appellant and designation of matter in the case of State v. Melvin Durant in the Court of Appeals on April 11, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Mykel Johnson v. State in this Court on April 6, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Carrie Callaham v. State in this Court on March 30, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Mark Allen Bradberry in the Court of Appeals on March 29, 2017. Counsel filed the return to petition for writ of certiorari to the Court of Appeals in the case of State v. Devin Johnson in this Court on March 28, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Wayne Gary Polite in this Court on March 27, 2017. Counsel filed the initial reply brief of appellant and designation of matter in the case of State v. John Kenneth Massey in the Court of Appeals on March 16, 2017. 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 this 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 this 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 the Court of Appeals on March 6, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Abdul Furquan in this 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 the Court of Appeals on February 27, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Keith Denver Tate in this Court on February 21, 2017.

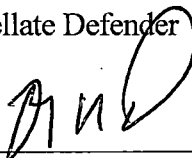
3. This request is made in good faith, and not for purposes of delay.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

April 19, 2017

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Sumter County

George C. James, Circuit Court Judge

JAMES KEION SPANN,

PETITIONER,

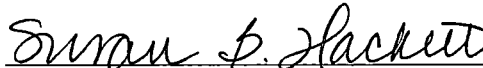
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

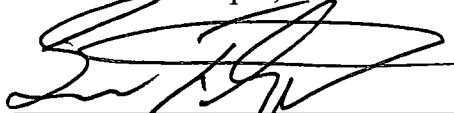
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Julie Coleman, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 19th day of April, 2017.



Susan B. Hackett
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 19th day of April, 2017.

 (L.S.)

Notary Public for South Carolina
My Commission Expires: October 30, 2022.