

ORIGINAL

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Lancaster County  
Honorable Brian M. Gibbons, Circuit Court Judge

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RECEIVED  
APR 21 2017  
S.C. SUPREME COURT

DYESHAWN FOSTER,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2016-002357

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

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

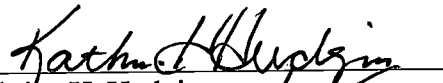
1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. Counsel is filing today the petition for writ of certiorari in the case of The State v. Ralph Martin with the Supreme Court. Counsel filed Counsel filed the Petition for Writ of Certiorari in the case of Brandon Golden v. The State of South Carolina with the Supreme Court on April 21, 2017. Counsel filed the brief in opposition in the case of The State of South

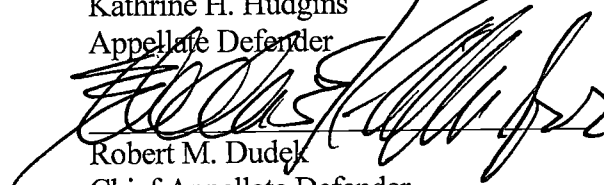
Carolina v. Julio Angelo Hunsberger with the Supreme Court of the United States on April 17, 2017. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Chad Nelson Strickland with The Court of Appeals on April 11, 2017. Counsel filed the Brief of Petitioner in the case of Stephen Smalls v. The State of South Carolina with the Supreme Court on April 6, 2017. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Louis Sanders v. The State of South Carolina with the Supreme Court on March 29, 2017. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and Appendix in the case of Demetrice Roosevelt James v. The State of South Carolina with the Supreme Court on March 23, 2017. Counsel filed the Petition for Rehearing in the case of The State of South Carolina v. Michael Gentile with The Court of Appeals on March 21, 2017. Counsel filed the Initial Reply Brief of Appellant in the case of The State of South Carolina v. Nathaniel Wright with The Court of Appeals on March 17, 2017. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Aaron Young, Sr. with The Court of Appeals on March 15, 2017. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Braquette Wykina Walton v. The State of South Carolina with the Supreme Court on March 6, 2017. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Marshall Hill with The Court of Appeals on February 27, 2017. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Kevin McDaniels v. The State of South Carolina with the Supreme Court on February 22, 2017.

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

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

Respectfully submitted,

  
Kathrine H. Hudgins  
Appellate Defender

  
Robert M. Dudek  
Chief Appellate Defender

April 24, 2017

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Lancaster County  
Honorable Brian M. Gibbons, Circuit Court Judge

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DYESHAWN FOSTER,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

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CERTIFICATE OF SERVICE

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The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon DeShawn Mitchell, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 24<sup>th</sup> of April, 2017.



Kathrine H. Hudgins  
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me  
this April 24<sup>th</sup>, 2017.

 (L.S.)

Notary Public for South Carolina  
My Commission Expires: July 3, 2023.