

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

 ORIGINAL

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Certiorari to Chesterfield County  
Paul M. Burch, Circuit Court Judge

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**RECEIVED**

APR 26 2017

OSCAR FORTUNE

S.C. SUPREME COURT

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2016-002231

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

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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:

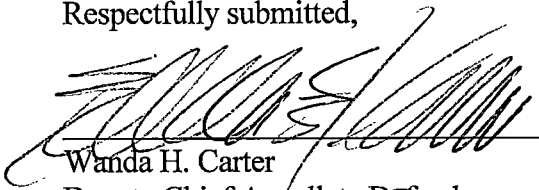
1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Stanley Butler v. State in this Court on April 24, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v.

Robert Dale Hughes in this Court on April 17, 2017. Counsel argued in the case of State v. Jonathan Xavier Miller in the South Carolina Supreme Court on April 12, 2017. Counsel filed the Anders brief of appellant and designation of matter along with the Record on Appeal in the case of State v. John Cleveland, Jr. in the Court of Appeals on April 12, 2016. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Clarence Puckett v. State in this Court on April 10, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Andrew Scott v. State in this Court on April 5, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of William Boone v. State in this Court on March 31, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Corey Brown in the Court of Appeals on March 29, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Bert Foster v. State in this Court on March 23, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Devourshay Williams v. State in this Court on March 13, 2017. Counsel filed the Anders brief of appellant and designation of matter along with the Record on Appeal in the case of State v. O'Bryant Terrelle Gladden in the Court of Appeals on March 13, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Loretta Galloway Branyon v. State in this Court on March 8, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Erick Hernandez v. State in this Court on March 1, 2017.

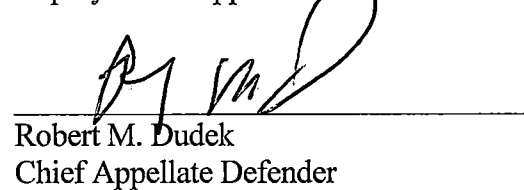
3. This request is made in good faith, and not for purposes of delay.

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,

A handwritten signature in black ink, appearing to read 'Wanda H. Carter', written over a horizontal line.

Wanda H. Carter  
Deputy Chief Appellate Defender

A handwritten signature in black ink, appearing to read 'Robert M. Dudek', written over a horizontal line.

Robert M. Dudek  
Chief Appellate Defender

April 26, 2017

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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OSCAR FORTUNE

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

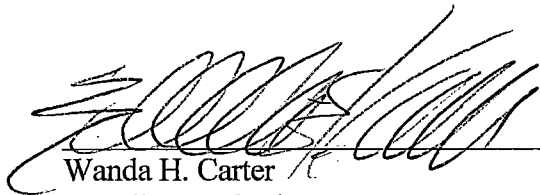
RESPONDENT

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CERTIFICATE OF SERVICE

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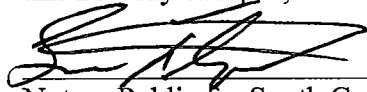
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Johnny Ellis James, Jr., Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 26<sup>th</sup> day of April, 2017.



Wanda H. Carter  
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me  
this 26<sup>th</sup> day of April, 2017.



(L.S.)  
Notary Public for South Carolina  
My Commission Expires: October 30, 2022.