

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Aiken County

Honorable Doyet A. Early, Circuit Court Judge

RECEIVED

APR 28 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

CHRISTOPHER DESHAWN ELMORE,

APPELLANT

APPELLATE CASE NO. 2016-001832

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

Counsel for Christopher Deshawn Elmore respectfully requests an extension of thirty (30) days 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 third request for an extension. 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. The Court has granted counsel two previous extensions.

2. Counsel for Christopher Deshawn Elmore respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

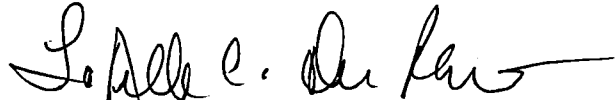
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3. Counsel filed the petition for writ of certiorari in the case of John Henry Dial v. State with the Supreme Court on April 7, 2017. Counsel filed the initial brief of appellant and designation of matter in the case State v. Shawn Allen Mitchell with this Court on March 29, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case State v. Michael Edwards Williams with the Supreme Court on March 22, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case State v. Quartis Naquan Hemingway with the Supreme Court on March 22, 2017. Counsel filed the Petition for Writ of Certiorari in the case of Garvin V. Duvall v. State with the Supreme Court on March 17, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Aaron Baynard Griswold with this Court on March 10, 2017. Counsel filed the petition for writ of certiorari in the case of State v. Johnny Jerome Boyd with the Supreme Court on February 28, 2017.

4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office consents to this request shown by signature below.

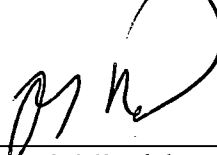
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



LaNelle C. Durant
Appellate Defender


Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender

This 28th day of April, 2017.

I consent:


Matthew Buchanan, Esquire