

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Laurens County

Honorable Donald B. Hocker, Circuit Court Judge

RECEIVED

MAY 01 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

PATRICK O'NEIL MCGOWAN,

APPELLANT

APPELLATE CASE NO. 2016-001220

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

Counsel for Patrick O'Neil McGowan respectfully requests an extension of a **final ten (10) days, until May 11, 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 fourth 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 three previous extensions.
2. Counsel for Patrick O'Neil McGowan 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.

3. Counsel filed the initial brief of appellant in State v. Gerald D. Powell with this court on April 28, 2017. Counsel filed the petition for writ of certiorari with this court in State v. Stephon Robinson with the Supreme Court on April 21, 2017. Counsel filed the petition for writ of certiorari in Harry Lawrence Anthony v. State with the Supreme Court on April 20, 2017. Counsel filed the petition for rehearing In the matter of the care and treatment of Calvin Joe Miller with this court on April 13, 2017. Counsel filed the initial brief of appellant in State v. Branden Joshua Kirby with this court on April 11, 2017. Counsel filed the initial reply brief in State v. Richard Capell with this court on April 6, 2017. Counsel filed the Johnson petition for writ of certiorari in Stevie Aiken v. State with the Supreme Court on April 6, 2017. Counsel filed the initial brief of appellant in State v. Robert Graham with this court on April 4, 2017. Counsel filed the initial brief of appellant in State v. Kevin Lamar Gary with this court on March 29, 2017. Counsel filed the petition for writ of certiorari in State v. David Glover with the Supreme court on March 27, 2017. Counsel filed the return to petition for writ of certiorari in Normal Mitchell v. State with the Supreme court on March 23, 2017. Counsel filed the petition for rehearing in Letron Davis v. State with the Supreme court on March 16, 2017. Counsel filed the initial brief of appellant and designation of matter in State v. Ricky Santoine Henley with this court on March 15, 2017. Counsel prepared and submitted the proposed order in State v. Ronald Mack to the Honorable Michael G. Nettles on March 14, 2017. Counsel filed the petition for writ of certiorari in Joshua Brookins v. State with the Supreme court on March 8, 2017.

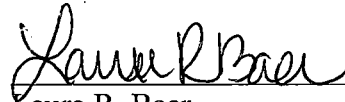
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

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.

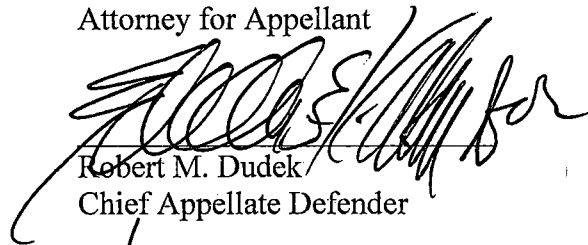
WHEREFORE, the undersigned counsel would respectfully request a **final ten (10) days until May 11, 2017**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

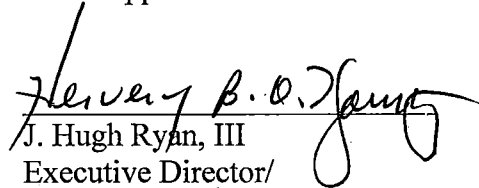


Laura R. Baer
Appellate Defender

Attorney for Appellant



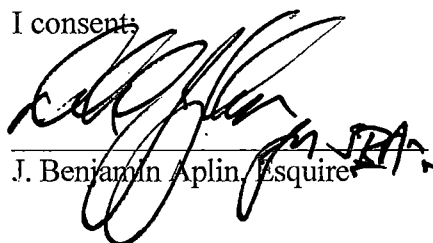
Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervery B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

This 1st day of May, 2017.

I consent:



J. Benjamin Aplin, Esquire