

 ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Greenville County
John C. Hayes, Circuit Court Judge

RECEIVED

MAY 24 2017

S.C. SUPREME COURT

DEMETRIUS SIMMONS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2017-000057

**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:

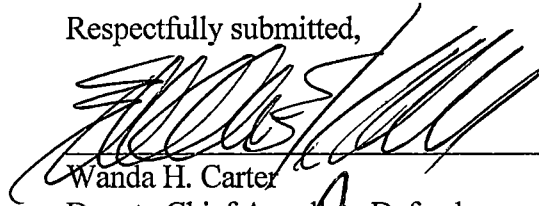
1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Shaquille Burgess v. State in this Court on May 3, 2017. 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.

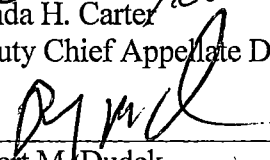
3. This request is made in good faith, and not for purposes of delay.

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

Wanda H. Carter
Deputy Chief Appellate Defender

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

Robert M. Dudek
Chief Appellate Defender

May 24, 2017

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Greenville County
John C. Hayes, Circuit Court Judge

DEMETRIUS SIMMONS,

PETITIONER,

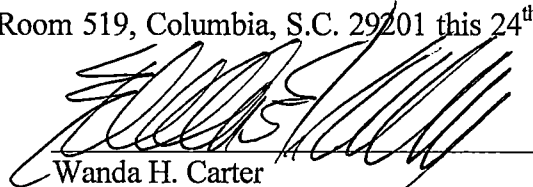
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

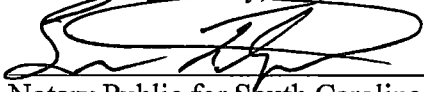
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Justin J. Hunter, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 24th day of May, 2017.



Wanda H. Carter
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 24th day of May, 2017.



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