

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to York County

Honorable Alison Renee Lee, Circuit Court Judge

RECEIVED

JUN 02 2017

S.C. SUPREME COURT

ORTAVIOUS R. MITCHELL,

PETITIONER,

v.

STATE OF SOUTH CAROLINA

RESPONDENT

APPELLATE CASE NO. 2016-002232

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

The undersigned counsel respectfully requests a **final thirty day extension, until July 3, 2017**, 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 filed the return to petition for writ of certiorari to the Court of Appeals in State v. Stephon Robinson with this Court on May 24, 2017. Counsel filed the Johnson petition for writ of certiorari in the case of Darrin Graham v. State with this Court on May 24, 2017. Counsel filed the petition for writ of certiorari in Kevin Casey v. State with this Court on May 17, 2017. Counsel filed the initial brief of appellant in State v. Patrick McGowan with the Court


of Appeals on May 11, 2017. Counsel filed the initial brief of appellant in State v. Gerald D. Powell with the Court of Appeals on April 28, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in State v. Stephon Robinson with this Court on April 21, 2017. Counsel filed the petition for writ of certiorari in Harry Lawrence Anthony v. State with this Court on April 20, 2017. Counsel filed the petition for rehearing In the matter of the care and treatment of Calvin Joe Miller with the Court of Appeals on April 13, 2017.

3. As indicated by her consent below, counsel for the state does not oppose this request.

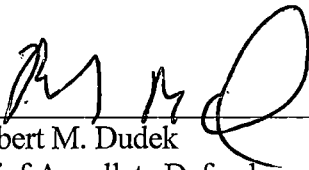
4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until July 3, 2017**. 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,



Laura R. Baer
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

June 2, 2017

I do not oppose:



Justin J. Hunter

for