

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Greenwood County

Honorable Donald B. Hocker, Circuit Court Judge

RECEIVED

JUN 12 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

EARNEST EDWARD VAUGHN, SR.,

APPELLANT

APPELLATE CASE NO 2016-002300

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

Counsel for appellant respectfully requests an extension of thirty (30) days, **until July 12, 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 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 filed the initial brief of appellant and designation of matter in the case of The State v. Janoblin Maurice Bracey-Brown with the Court of Appeals on May 8, 2017. Counsel

filed the petition for writ of certiorari in Gregory Allan Ivery v. State with the Supreme Court on April 24, 2017. Counsel filed the petition for writ of certiorari in Christopher Poage v. State with the Supreme Court on April 24, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Eriva Youmous v. State of South Carolina with the Supreme Court on April 14, 2017. Counsel held an oral argument in the case of The State v. Demario Thompson in the Court of Appeals on April 11, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tyrik Bright v. State of South Carolina with the Supreme Court on April 6, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Matthew Frazier v. State of South Carolina with the Supreme Court on March 23, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Jarvis Hughes with the Court of Appeals on March 15, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Brian Stapleton v. State of South Carolina with the Supreme Court on March 13, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Dean Henry Cole v. State of South Carolina with the Supreme Court on March 10, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Cathy Dawn Skates with the Court of Appeals on March 1, 2017.

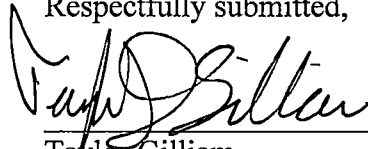
4. Counsel makes this request in good faith and not for purpose of delay.

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, until **July 12, 2017**, in which to file the initial brief of appellant and designation of

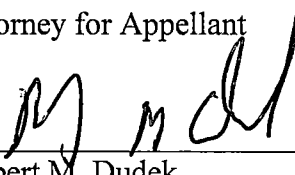
matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Taylor Gilliam
Appellate Defender

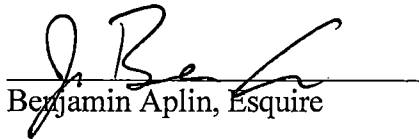
Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender

This 12th day of June, 2017.

I consent:



Benjamin Aplin, Esquire