

9

AIB
1st
6/16
7/17
ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Anderson County
R. Lawton McIntosh, Circuit Court Judge

RECEIVED

JUN 16 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

v.

ROBERT JOE FROST,

APPELLANT

Appellate Case No. 2016-001828

PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

The undersigned counsel respectfully requests a thirty day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. Counsel filed the Johnson Petition for Writ of Certiorari in the case of The State of South Carolina v. Jerry Stewart with the Supreme Court on June 2, 2017. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals in the case of The State of South Carolina v. Michael Gentile with the Supreme Court on May 31, 2017. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Thomas Stephen Acker with the Court of Appeals on May 30, 2017. Counsel filed the Brief of Petitioner in the case of The State of South Carolina v. Gary Eugene Lott with the Supreme Court on May




18, 2017. Counsel filed the Johnson Petition for Writ of Certiorari in the case of The State of South Carolina v. Charlie Belser with the Supreme Court on May 17, 2017. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Michael Glenn Hall with the Court of Appeals on May 8, 2017. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Terrance Calloway with the Court of Appeals on May 1, 2017. Counsel filed the Return to Petition for Writ of Certiorari in the case of The State of South Carolina v. Carlos Smith with the Supreme Court on April 27, 2017. Counsel filed the petition for writ of certiorari in the case of The State of South Carolina v. Ralph Martin with the Supreme Court on April 24, 2017. Counsel filed the Petition for Writ of Certiorari in the case of Brandon Golden v. The State of South Carolina with the Supreme Court on April 21, 2017. Counsel filed the brief in opposition in the case of The State of South Carolina v. Julio Angelo Hunsberger with the Supreme Court of the United States on April 17, 2017.

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

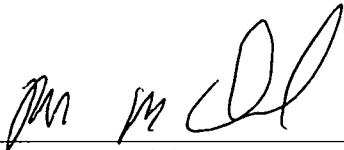
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

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

Respectfully submitted,



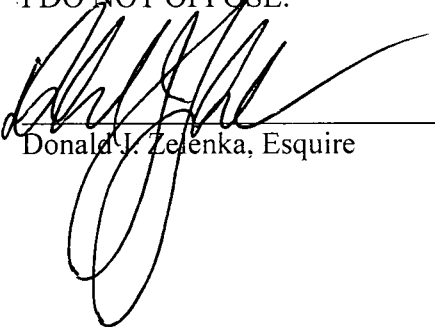
Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

June 16, 2017

I DO NOT OPPOSE:



Donald J. Zelenka, Esquire