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4th AFB due 6/23/17

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Greenville County

John C. Hayes, Circuit Court Judge

RECEIVED

JUN 23 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

DEAN ALTON HOLCOMB,

APPELLANT

APPELLATE CASE NO. 2016-001927

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

Counsel for Dean Alton Holcomb respectfully requests an extension of a **final thirty (30) days, until July 24, 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 Dean Alton Holcomb 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 Johnson Petition for Writ of Certiorari in the case of The State of South Carolina v. Dyeshawn Foster with the Court of Appeals on June 22, 2017. Counsel filed the Petition for Writ of Certiorari in the case of The State of South Carolina v. William Anthony Butts with the Supreme Court on June 16, 2017. Counsel had an Oral argument in the case of The State of South Carolina v. Preston Oates on June 7, 2017. 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.


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

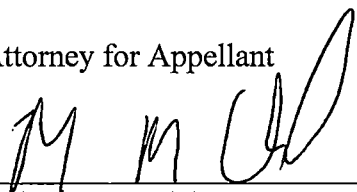
will hopefully become more manageable in the near future, and less extensions will need to be requested.

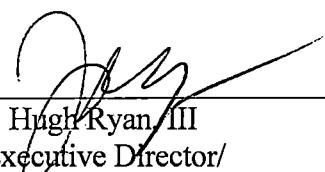
5. Counsel for the Attorney General's office consents to this request shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) days, until July 24, 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,

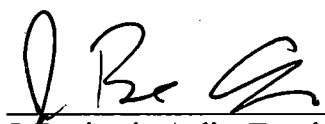

Kathrine H. Hudgins
Appellate Defender

Attorney for Appellant

Robert M. Dudek
Chief Appellate Defender


J. Hugh Ryan III
Executive Director/
Hervey B.O. Young
Deputy Director and General Counsel

This 23rd day of June, 2017.

I consent:


J. Benjamin Aplin, Esquire