

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Clarendon County
Ralph F. Cothran, Circuit Court Judge

RECEIVED

DEC 03 2012

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

HENRY LEE FELDER,

APPELLANT

APPELLATE CASE NO. 2011-201767

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

The undersigned counsel respectfully requests a **final thirty-day extension, until January 3, 2012**, 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 brief of petitioner in State v. Paris Avery with the South Carolina Supreme Court on November 26, 2012. The petition for writ of certiorari and accompanying appendix in Douglas Thompson v. State were filed and served with the

South Carolina Supreme Court on November 21, 2012. The petition for writ of certiorari and accompanying appendix in Charles Ray Dean v. State was filed in the Supreme Court on November 15, 2012. Counsel filed the initial brief of appellant and designation of matter with the Court of Appeals in State v. Michael Couch on November 7, 2012. On October 31, 2012, counsel had an oral argument in the Supreme Court in State v. Danny Cortez Brown. Counsel had an oral argument in this Court on October 30, 2012 in State v. Norman Stoudenmire. Counsel filed the initial brief of appellate and designation of matter in State v. Eric Wright with this Court on October 25, 2012. The petition for writ of certiorari in Kenji Manning v. State was filed with the Supreme Court on October 22, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in Vincent Neumon v. State in the Supreme Court on October 15, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the Supreme Court in David Fowler v. State on October 11, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in Tippy Marie Retana v. State in the Supreme Court on October 10, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in Kendall Green v. State in the Supreme Court on October 5, 2012. Counsel had oral argument in the Supreme Court in the case of Ernest Pressley v. State on October 2, 2012.

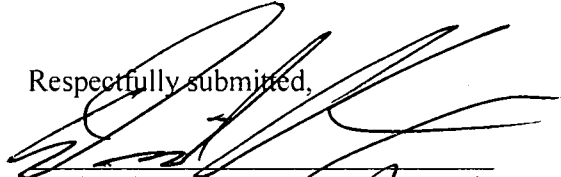
4. As indicated by her signature below, Salley Elliott, of the South Carolina Attorney General's Office, does not oppose this request

5. 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

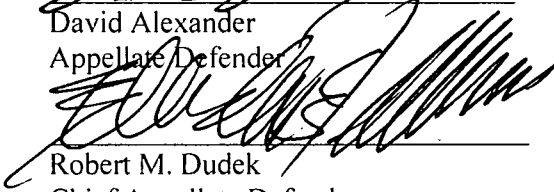
need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, until January 3, 2012**. 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.

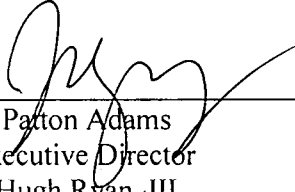
Respectfully submitted,



David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



T. Patton Adams
Executive Director
J. Hugh Ryan, III
General Counsel

December 3, 2012

I do not oppose:



Salley Elliott

