

THE STATE OF SOUTH CAROLINA
In The Supreme Court

CERTIORARIA FROM DORCHESTER COUNTY
Court of Common Pleas

Diane S. Goodstein, Circuit Court Judge

Case No. 2005-CP-08-543

Benjamin Garrick, Petitioner.

v.

State of South Carolina, Respondent.

APPELLATE CASE NO. *2012-211388*


**MOTION FOR EXTENSION OF TIME TO FILE
PETITION FOR WRIT OF CERTIORARI**

Petitioner's counsel, Lawrence M. Kasen, hereby respectfully moves this Honorable Court for an extension of time through February 13, 2012 for Petitioner to file a Petition for Writ of Certiorari in connection with this appeal. Counsel for the Petitioner was court-appointed by this Court on September 11, 2012 to represent the Petitioner in this certiorari proceeding due to a conflict in interest of the South Carolina Office of Indigent Defense - Appellate Division. Undersigned counsel also served as appointed Post-Conviction Relief ("PCR") counsel in the underlying PCR case before the Honorable Diane S. Goodstein, Dorchester County Circuit Court Judge. As appointed counsel in this certiorari proceeding, Petitioner's counsel was served with the case

documents by the Appellate Division of the South Carolina Office of Indigent Defense on or about October 10, 2012, by virtue of which Petitioner's Petition For Writ of Certiorari is presently scheduled for filing on December 12, 2012. Due to prior work-related and family commitments, undersigned counsel has been unable to give sufficient attention to the Petition For Writ Of Certiorari in these proceedings and is in need of an extension of time through ~~February 13, 2012~~ ^{January 14 3} 2013 to coordinate with the Petitioner and prepare a Petition For Writ Of Certiorari before this Honorable Court.

Undersigned counsel has conferred with Megan E. Harrigan, the Assistant Attorney General assigned to this appeal, and she does not oppose the instant motion.

Accordingly, Petitioner's counsel respectfully requests an extension of time through ~~February 13, 2012~~ ^{January 14} 2013 to file Petitioner's Petition For Writ of Certiorari before this Honorable Court.



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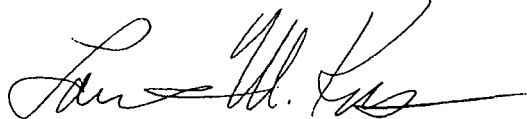
Summerville, South Carolina

December 3, 2012

CERTIFICATE OF SERVICE

I hereby certify that on December 3, 2012 I have served the motion for extension of time on: (1) the State of South Carolina Attorney General's Office, by e-mail delivery of the foregoing document, addressed to its attorney of record, Megan E. Harrigan, Esq., Assistant Attorney General, South Carolina Attorney General Office, P.O. Box 11549,

Columbia, SC 29211, at her e-mail address: mharrigan@scag.gov; and (2) Petitioner, Benjamin Garrick, Inmate No. 262872, by placing the foregoing document in the mail through the United States Postal Service, at the Kershaw Correctional Institution, 4848 Gold Mine Highway, Kershaw, SC 29067.



Lawrence M. Kasen, Esquire