

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Newberry County

Honorable Frank R. Addy, Circuit Court Judge

ORIGINAL

THE STATE,

RESPONDENT,

v.

THEIA DARION MCARDLE,

APPELLANT

RECEIVED

JUL 27 2017

SC Court of Appeals

APPELLATE CASE NO 2016-000843

PETITION FOR EXTENSION TO FILE
THE REPLY TO THE INITIAL BRIEF OF RESPONDENT

The undersigned counsel respectfully requests a **final five-day extension, until August 2, 2017**, in which to file the reply to the initial brief of respondent in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The reply to the initial brief of respondent is due to be served and filed today.
2. Counsel filed the petition for rehearing in the case of The State v. Jo Pradubsri in the Court of Appeals on July 25, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Herbie Val Singleton, Jr. in the Court of Appeals on July 19, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Ontario Stefon Patrick Makins in the Court of Appeals on July 14, 2017. Counsel filed the return to the petition for writ of certiorari to the Court of Appeals and accompanying

appendix in the case of The State of South Carolina v. Alexander Carmichael Huckabee, III in the Supreme Court on July 11, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Billy Geisendorff in the Court of Appeals on July 7, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Douglas Kelly Phillips in the Court of Appeals on July 5, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Thomas Lewis Bloodsaw v. The State of South Carolina in the Supreme Court on July 3, 2017. Counsel filed the petition for rehearing in the case of The State v. Demario Monte Thompson in the Court of Appeals on June 29, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Raymond Angelo Scott in the Court of Appeals on June 19, 2017. Counsel filed the brief of petitioner and accompanying appendix in the case of Curtis Nealy v. The State of South Carolina in the Supreme Court on June 16, 2017.

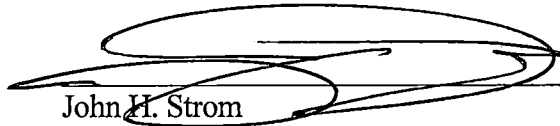
3. In addition, undersigned counsel was belatedly notified of a circuit court appearance on behalf of an appellate client facing charges arising out of her incarceration at SCDC. Counsel received notice today that a hearing in this client's case is due to be held tomorrow, Friday, July 28, 2017 at the Greenwood County Courthouse.

5. Chief Appellate Defender Robert Dudek has been notified and has approved this extension request. Opposing counsel, William F. Schumacher, IV, of the South Carolina Attorney General's Office has also graciously consented to this extension.

4. 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 five-day extension, until August 2, 2017**. Counsel respectfully requests that the time limits for filing the reply to the initial brief of respondent be held in abeyance pending a ruling on this motion.

Respectfully submitted,



John H. Strom
Appellate Defender

July 27, 2017