

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Georgetown County

Honorable William H. Seals, Circuit Court Judge

ORIGINAL

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AUG 04 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

GERALD LEWIS,

APPELLANT

APPELLATE CASE NO. 2016-002166

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

Counsel for appellant respectfully requests a **fourth and final** extension of thirty (30) days **until September 4, 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 appellant 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 his caseload, counsel hopes that no further extension requests will be required.

3. 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.

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.

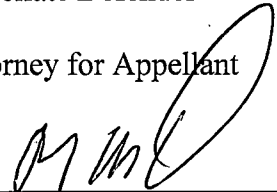
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until September 4, 2017** in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

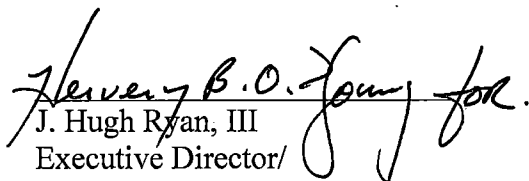


John H. Strom  
Appellate Defender

Attorney for Appellant



Robert M. Dudek  
Chief Appellate Defender



J. Hugh Ryan, III  
Executive Director/  
Hervery B. O. Young  
Deputy Director and General Counsel/  
W. Lawrence Brown  
Deputy General Counsel and Training  
Director

This 4<sup>th</sup> day of August, 2017.

I consent:



Benjamin Aplin, Esquire