

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Florence County

Honorable Thomas A. Russo, Circuit Court Judge

IN THE MATTER OF THE CARE AND
TREATMENT OF MICHAEL FULTON,

RECEIVED

APPELLANT AUG 11 2017

APPELLATE CASE NO. 2017-000012

SC Court of Appeals

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

Counsel for Michael Fulton respectfully requests a **fourth and final** extension of thirty (30) days **until September 11, 2017**, days 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 Michael Fulton 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.



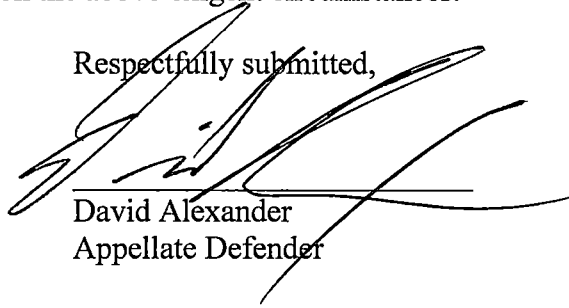
3. Counsel filed the reply to return to petition for writ of certiorari in the case of Joseph Pettigrew Sanders, IV, v. State with the Supreme Court on August 8, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Melvin Beam with this Court on August 7, 2017. Counsel filed the petition for rehearing in the case of State v. Lorenzo Bernard Young with this Court on August 3, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Reco Ramone Felder with this Court on August 2, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Larry Heyward with this Court on July 7, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Herman Lee Archie with this Court on July 6, 2017. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Albert J. Cave v. State with the Supreme Court on June 27, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Curtis Tyrone Williams with this Court on June 23, 2017. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Isaac Starke v. State with the Supreme Court on June 16, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Aaron Van Hendrix with this Court on June 15, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Robin Renee Herndon with this Court on June 14, 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.

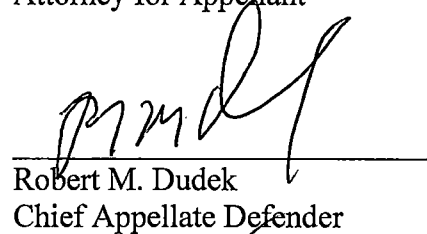
WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension** until **September 11, 2017**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

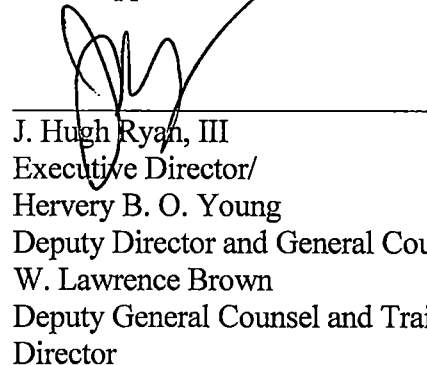


David Alexander
Appellate Defender

Attorney for Appellant



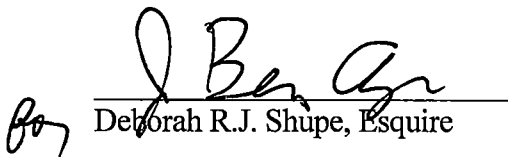
Robert M. Dudek
Chief Appellate Defender



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

This 11th day of August, 2017.

I consent:



Deborah R.J. Shupe, Esquire