

STATE OF SOUTH CAROLINA

**ORIGINAL**

IN THE SUPREME COURT

Certiorari to Lexington County

R. Knox McMahon, Circuit Court Judge

RECEIVED

MAY 11 2012

S.C. Supreme Court

LEROY FOLKES,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

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**PETITION FOR EXTENSION TO FILE  
PETITION FOR WRIT OF CERTIORARI  
AND APPENDIX**

The undersigned counsel would respectfully request a **final thirty-day extension, until June 11, 2012**, in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by two prior orders of this Court.
2. Counsel had an oral argument in the Court of Appeals in the case of Barrett Bernard Harris v. State on May 9, 2012. In addition, Counsel filed the petitions for writ of certiorari and accompanying appendices in the case of Nicanor Perez Rodriguez v. State and Reginald Davis v. State in this Court on May 9, 2012. Counsel

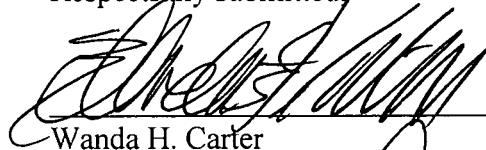
filed the petitions for writ of certiorari and accompanying appendices in the cases of Demarcus Kentrail Bussey v. State, Sherrod Miller v. State and Albert Romero Lopez v. State in this Court on Monday, May 7, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Leonard Green v. State, as well as the return to the petition for writ of certiorari in the case of Jonathan Hill v. State, in this Court on April 27, 2012. Counsel filed the petition for rehearing in the case of State v. Benjamin P. Green in this Court on April 19, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Isiah T. Smith v. State in this Court on April 18, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Hazel Stoudemire v. State in this Court on April 13, 2012. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Demetrick McQueen in the Court of Appeals on April 12, 2012. Counsel had an oral argument in the case of State v. Kevin J. Williams, Sr. in the Court of Appeals on April 10, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Albert C. Smith, II v. State in this Court on April 9, 2012. In March, 2012, Counsel filed the petition for rehearing in the case of State v. Lewis D. Williams, as well as the petitions for writ of certiorari and accompanying appendices in the cases of Lenson Clyburn, Jr. v. State, Glenn Pernel v. State, Sylvester Toomer v. State and William Gladney Harden v. State. Additionally in March, 2012, Counsel had oral arguments in the cases of Brian Gebhard v. State and State v. Lewis Williams in the Court of Appeals.

3. This request is made in good faith, and not for purposes of delay. Counsel is striving to limit the number of extensions requested. Counsel is attempting to complete the cases with the most number of extensions first.


4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, until June 11, 2012**, in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



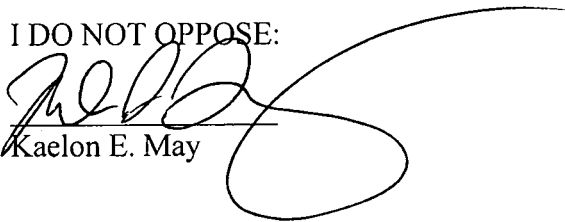
Wanda H. Carter  
Deputy Chief Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

May 11, 2012

I DO NOT OPPOSE:

  
FOR Kaelon E. May