

Rehearing due 8/24/17

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

APPEAL FROM LEXINGTON COUNTY
Roger M. Young, Sr., Circuit Court Judge

RECEIVED

AUG 24 2017

SC Court of Appeals
RESPONDENT,

THE STATE,

V.

JAKE LAKE,

APPELLANT.

Appellate Case No. 2016-000976

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION
FOR REHEARING

Counsel for Appellant, Susan B. Hackett, respectfully requests an extension of ten (10) days in which to file the petition for rehearing in this case. In support of this request, counsel shows:

1. On February 27, 2017, Appellant filed his initial brief and designation of matter with this Court. Respondent filed a motion to dismiss the appeal for lack of jurisdiction on June 30, 2017. Counsel filed the return to the motion to dismiss the appeal for lack of jurisdiction on July 20, 2017. This Court dismissed the appeal by its order of August 9, 2017.

2. Counsel for appellant respectfully submits that extraordinary circumstances exist which warrant the granting of an extension of time. Counsel had a family medical emergency in North Carolina which necessitated her immediate travel there. The Office of Appellate Defense

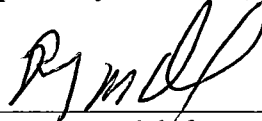


does not request extensions on rehearing petitions absent very extraordinary circumstances such as exist here.

3. Counsel makes this request in good faith and not for purpose of delay.

WHEREFORE, the undersigned counsel respectfully requests a ten day extension in which to file the petition for rehearing in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Robert M. Dudek for
Susan B. Hackett
Appellate Defender

Attorney for Appellant

This 24th day of August, 2017.

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CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the petition for rehearing in the above case has been served upon William F. Schumacher, IV, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 24th day of August, 2017.


Susan B. Hackett
Appellate Defender

ATTORNEY FOR APPELLANT

SWORN TO BEFORE ME this 24th of
August, 2017.


(L.S.)

Notary Public for South Carolina

My Commission Expires: October 30, 2022.