

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County

Honorable Brian M. Gibbons, Circuit Court Judge

ORIGINAL

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SC Court of Appeals

THE STATE,

RESPONDENT,

V.

BIRAN WILLIE BENSON LEWIS,

APPELLANT

APPELLATE CASE NO. 2017-000482

PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

The undersigned counsel respectfully requests a thirty day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.

2. Counsel will file the Johnson petition for writ of certiorari in the case of Joseph Dunbar v. State with the Supreme Court today, September 1, 2017. Counsel filed the petition for writ of certiorari in Alfred Bluford v. State with the Supreme Court on August 30, 2017. Counsel filed the initial brief of appellant in State v. Jacoby Gregory with this Court on August 18, 2017. Counsel filed the initial brief of appellant in State v. Terrence Fraizer with this Court on August 16, 2017. Counsel filed the reply to return to petition for writ of certiorari in the case of William



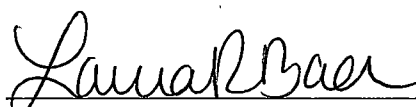
P. Deaton v. State with the Supreme Court on August 8, 2016. Counsel filed the Johnson petition for writ of certiorari in the case of Joseph Simmons v. State with the Supreme Court on August 7, 2017. Counsel filed the initial brief of appellant in State v. Stanley Moultrie with this Court on August 1, 2017. Counsel filed the petition for writ of certiorari in Anthony Martin v. State with the Supreme Court on July 26, 2017. Counsel filed the petition for writ of certiorari in Samuel Brown, Jr. v. State with the Supreme Court on July 13, 2017.

3. This request is made in good faith, and not for purposes of delay.

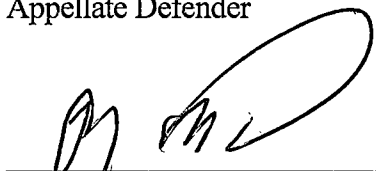
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Laura R. Baer
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

September 1, 2017

I DO NOT OPPOSE:


Benjamin J. Aplin, Esquire