

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Charleston County
J. C. Buddy Nicholson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JOHN ANDREW BIGGS,

APPELLANT

Appellate Case No. 2017-000199

RECEIVED

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

SEP 01 2017

SC Court of Appeals

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 is filing a four novel issue brief today, September 1, 2017, in the case of The State v. Edward Primo Bonilla with this Court. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Shannon Scott with the Supreme Court on August 18, 2017. Counsel filed the petition for writ of certiorari in the case of Raphael Wooden v. The State with the Supreme Court on August 18, 2017. Counsel filed the initial reply brief of appellant in the case of The State v. John M. Ghent, Jr. with this Court on August 10, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The

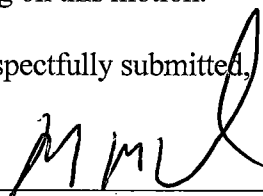
State v. Kevin Lee Boyter with this Court on July 26, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Crystal Garner with this Court on July 26, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Wallace Eugene Evatt, Jr. v. The State with the Supreme Court on July 24, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Kasey Marie Gilbert with this Court on July 18, 2017. Counsel filed the brief of appellant pursuant to White v. State and the petition for writ of certiorari in the case of Shonta Helton v. The State with the Supreme Court on July 14, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of The State v. Joshua Griffith with the Supreme Court on July 5, 2017. **Counsel has extensive administrative duties as the Chief Appellate Defender.**

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

4. As indicated by the counsel 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,



Robert M. Dudek
Chief Appellate Defender

September 1, 2017

I DO NOT OPPOSE:



J. Benjamin Aplin, Esquire