

3rd AFB due 9/20/17

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Charleston County
Roger M. Young, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

CARLOS A. RUIZ,

APPELLANT

Appellate Case No. 2017-000214

RECEIVED

SEP 20 2017

SC Court of Appeals

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 is preparing the return to petition for writ of certiorari to the Court of Appeals in the case of The State v. Shannon Scott which is due Thursday, September 21, 2017 with the Supreme Court. Counsel filed the brief of petitioner in the case of The State v. James Scott Cross with the Supreme Court on September 15, 2017. Counsel filed the petition for rehearing in the case of The State v. Robert Lee Moore with this Court on September 14, 2017.



Counsel filed the petition for writ of certiorari in the case of Alfonzo J. Howard v. The State with the Supreme Court on September 8, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Edward Primo Bonilla with this Court on September 1, 2017. 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 has extensive administrative duties as the Chief Appellate Defender,**

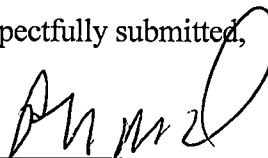
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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 20, 2017

I DO NOT OPPOSE:



J. Benjamin Aplin, Esquire