

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Saluda County
J. Derham Cole, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

RODNEY OBRYANT SAMUELS,

APPELLANT

APPELLATE CASE NO. 2017-000495

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

RECEIVED
SEP 20 2017
SC Court of Appeals

Counsel for appellant respectfully requests a **fourth and final** extension of thirty (30) days **until October 20, 2017**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel three previous extensions.
2. Counsel for appellant respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions

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previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the initial reply brief in the case of The State v. Carmine Miranda in the Court of Appeals on September 15, 2017. Counsel filed the petition for rehearing in the case of The State v. Lance Miles in the Court of Appeals on September 7, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Gerald Lewis in the Court of Appeals on September 5, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Clarence Duane Abney in the Court of Appeals on August 23, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State v. David Lee Walker in the Supreme Court on August 14, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Dajlia Symone Torbit in the Court of Appeals on August 11, 2017. Counsel filed the petition for rehearing in the case of The State v. Taquan Brown with the Court of Appeals on August 10, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Daniel Caleb Braxton in the Court of Appeals on August 4, 2017. Counsel filed the initial reply brief of appellant in the case of The State v. Theia Darion McArdle in the Court of Appeals on August 2, 2017. Counsel filed the petition for rehearing in the case of The State v. Jo Pradubsri in the Court of Appeals on July 25, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Herbie Val Singleton, Jr. in the Court of Appeals on July 19, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Ontario Stefon Patrick Makins in the Court of Appeals on July 14, 2017.

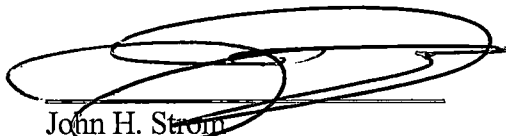
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

will hopefully become more manageable in the near future, and less extensions will need to be requested.

5. Counsel for the Attorney General's office consents to this request shown by signature below.

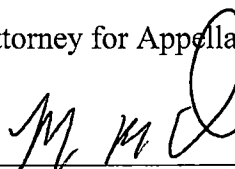
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until October 20, 2017** in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

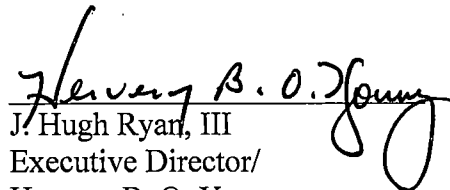


John H. Strom
Appellate Defender

Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervery B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

This 20th day of September, 2017.

I consent:



Benjamin Aplin, Esquire