

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to York County

Lee. S. Alford, Circuit Court Judge  
\_\_\_\_\_

ISAIAS DIAZ GUTIERREZ,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2017-001080

\_\_\_\_\_  
**PETITION FOR EXTENSION TO FILE  
PETITION FOR WRIT OF CERTIORARI  
AND APPENDIX**  
\_\_\_\_\_

The undersigned counsel would respectfully request a **final thirty-day extension, until October 23, 2017** in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by two prior orders of this Court.
2. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Bennie Ray Brown, Jr. in this Court today, September 22, 2017. Counsel filed the brief

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of petitioner in the case of State v. Christopher D. Campbell in this Court on September 18, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Dennis E. Cervantes-Pavon in this Court on September 15, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Michael Scott Simmons in the Court of Appeals on September 14, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kadeem Johnson v. State in this Court on September 5, 2017. Counsel filed the initial brief of respondent and designation of matter in the case of State v. Jamie Simpson in the Court of Appeals on August 30, 2017. Counsel filed the petition for rehearing in the case of State v. Jake Lake in the Court of Appeals on August 29, 2017. Counsel filed the initial reply brief of appellant in the case of State v. Robert Davis Smith in the Court of Appeals on August 17, 2017. Counsel filed the reply to return to petition for writ of certiorari in the case of William McCladdie v. State in this Court on August 4, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Keylan Durham in the Court of Appeals on August 3, 2017. Counsel spoke at the Summary Court Judge's Orientation on July 27, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Robert Reeves in the Court of Appeals on July 26, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Michael Paul Buckmon in the Court of Appeals on July 25, 2017.

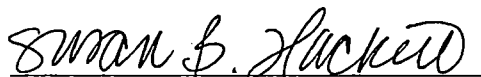
3. This request is made in good faith, and not for purposes of delay.

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

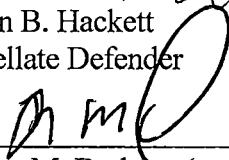
WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, until October 23, 2017** in which to file the petition for writ of certiorari and appendix in

this case. Counsel requests that the time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Susan B. Hackett  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

September 22, 2017

I DO NOT OPPOSE:

  
Justin J. Hunter