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3rd ATB due 9/8/17
New due date 10/9/17

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Charleston County
Deadra L. Jefferson, Circuit Court Judge

RECEIVED

SEP 08 2017
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MICHAEL FRASIER, JR.,

APPELLANT

Appellate Case No. 2017-000802

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 filed the Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Jacob Drotning with the Court of Appeals on September 6, 2017. Counsel filed the Anders Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Latroy D. Sampson with the Court of Appeals on August 30, 2017. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of The State of South Carolina v. Damon Jacquise Jones with the Supreme Court on August 18, 2017. Counsel filed the Anders Brief of Appellant and Designation of Matter in the case of The State of South




Carolina v. Robert Joe Frost with the Court of Appeals on August 16, 2017. Counsel filed the Petition for Rehearing in the case of The State of South Carolina v. Preston Ryan Oates with The Court of Appeals on August 9, 2017. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of The State of South Carolina v. Duane Harrison with the Supreme Court on August 7, 2017. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of The State of South Carolina v. Anthony Cook with the Supreme Court on August 2, 2017. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Dean Alton Holcomb with the Court of Appeals on July 24, 2017. Counsel filed the Brief of Petitioner in the case of The State of South Carolina v. Sammy K. Cowan with the Supreme Court on July 17, 2017. Counsel was out of the office taking family vacation from July 3, 2017 through July 12, 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,



Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

September 8, 2017

I DO NOT OPPOSE:



J. Benjamin Aplin, Esquire