

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

ORIGINAL

Certiorari to Lancaster County

RECEIVED

William Jeffrey Young, Circuit Court Judge

OCT 13 2017

JAMES N. STARNES,

S.C. SUPREME COURT

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2017-001259

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

The undersigned counsel would respectfully request a thirty-day extension 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:

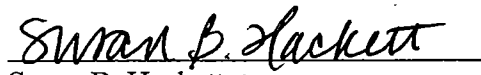
1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Shane Adam Burdette in the Supreme Court on October 6, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of George Smith v. State in

the Supreme Court on October 2, 2017. Counsel presented at a CLE entitled “Annual Fall Seminar” sponsored by the Lexington County Bar Association in Lexington, SC on October 4, 2017. Counsel presented at a CLE entitled “Post-Conviction Relief Representation: Don’t Mangle Your Case” sponsored by SCCID in Columbia, SC on September 29, 2017. Counsel attended the 2017 Annual Public Defender Conference from September 25 through September 27, 2017 in Myrtle Beach, South Carolina. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Bennie Ray Brown, Jr. in this Court on September 22, 2017. Counsel filed the brief 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 31, 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.

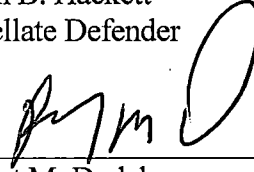
3. This request is made in good faith, and not for purposes of delay.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension 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

October 13, 2017

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Lancaster County

William Jeffrey Young, Circuit Court Judge

JAMES N. STARNES,

PETITIONER,

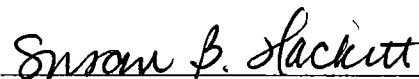
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

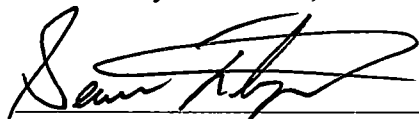
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon DeShawn H. Mitchell, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 13th day of October, 2017.



Susan B. Hackett
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 13th day of October, 2017.

 (L.S.)

Notary Public for South Carolina
My Commission Expires: October 30, 2022.