

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

ORIGINAL

Certiorari to York County

Honorable J. Mark Hayes, Circuit Court Judge

RECEIVED

OCT 25 2017

ABBDUL OMAR EMMANUAL,

PETITIONER, SUPREME COURT

V.

STATE OF SOUTH CAROLINA

RESPONDENT

APPELLATE CASE NO. 2017-001152

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION FOR WRIT OF
CERTIORARI AND APPENDIX

Counsel for Abdul Omar Emmanuel respectfully requests an extension of thirty (30) days in which to file the petition for writ of certiorari and appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

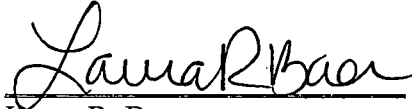
1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.
2. Counsel for Abdul Omar Emmanuel respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel will file the Johnson petition for writ of certiorari in Robert Lee v. State with this Court today, October 25, 2017. Counsel filed the initial reply brief in State v. Robert I. Graham with the Court of Appeals on October 19, 2017. Counsel filed the initial reply brief in State v. Anthony Enriquez with the Court of Appeals on October 17, 2017. Counsel filed the Johnson petition for writ of certiorari in Leron Dingle v. State with this Court on October 4, 2017. Counsel filed the petition for writ of certiorari in Dexter Walcott v. State with this Court on October 2, 2017. Counsel attended the Annual Public Defender Association Conference on September 25 through September 27, 2017 in Myrtle Beach, South Carolina. Counsel filed the petition for writ of certiorari in Joseph Loftin v. State with this Court on September 18, 2017. Counsel filed the initial brief of appellant in State v. Michael Finley with the Court of Appeals on September 15, 2017. Counsel filed the Johnson petition for writ of certiorari in the case of Michael Evans v. State with this Court on September 5, 2017. Counsel filed the Johnson petition for writ of certiorari in the case of Joseph Dunbar v. State with this Court on September 1, 2017.

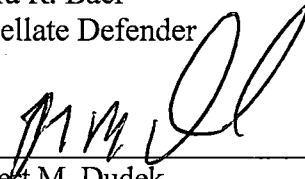
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

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 based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Laura R. Baer
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

October 25, 2017

Attorney for Petitioner

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to York County
Honorable J. Mark Hayes, Circuit Court Judge

ABBDUL OMAR EMMANUAL,

PETITIONER,

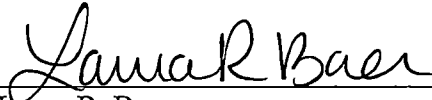
V.

STATE OF SOUTH CAROLINA

RESPONDENT

CERTIFICATE OF SERVICE

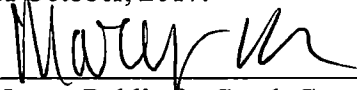
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Justin J. Hunter, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 25th day of October, 2017.



Laura R. Baer
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 25th day
of October, 2017.



(L.S.)
Notary Public for South Carolina
My Commission Expires: May 12, 2027