

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Orangeburg County

Honorable James R. Barber, Circuit Court Judge

IN THE MATTER OF THE CARE AND
TREATMENT OF JAMES GIBSON,

APPELLANT

APPELLATE CASE NO. 2017-000610

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

Counsel for James Gibson respectfully requests a **fourth and final** extension of thirty (30) days **until November 29, 2017**, days 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 James Gibson 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 his caseload, counsel hopes that no further extension requests will be required.

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SC Court of Appeals



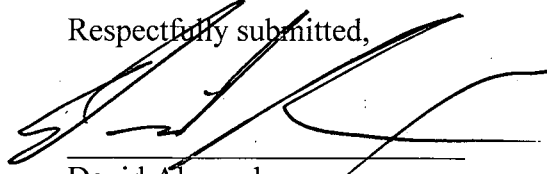
3. Counsel assisted Chief Appellate Defender Robert M. Dudek in doing research for the petition for writ of certiorari to the Supreme Court of the United States in the death penalty case of The State v. Ricky Lee Blackwell filed on October 27, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Jamal Daniels with this Court on October 23, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Homer Arthur James with this Court on October 20, 2017. Counsel filed the brief of petitioner in the case of State v. Corey Jamal Williams with the Supreme Court on October 9, 2017. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Kenneth Samuel Williams v. State with the Supreme Court on October 6, 2017. Counsel was a speaker at a Post-Conviction Relief CLE on September 29, 2017, at the office of the Commission on Indigent Defense. Counsel attended the state Public Defender Convention in Myrtle Beach, South Carolina on September 25 – 27, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Anthony Vincent Tucker with this Court on September 18, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Michael Fulton with this Court on September 12, 2017. Counsel filed the brief of petitioner in the case of State v. Lamar Sequan Brown with the Supreme Court on September 7, 2017. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Samuel Earl Jeter v. State with the Supreme Court on August 18, 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.

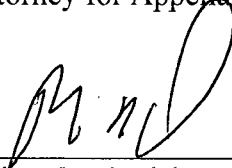
WHEREFORE, the undersigned counsel would respectfully request **a fourth and final thirty (30) day extension until November 29, 2017**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

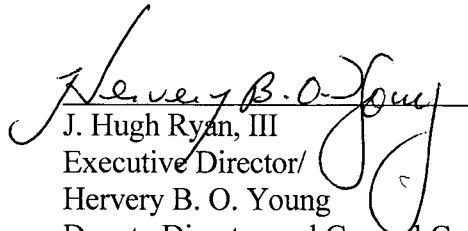


David Alexander
Appellate Defender

Attorney for Appellant



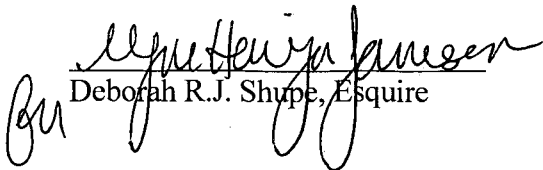
Robert M. Dudek
Chief Appellate Defender



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

This 30th day of October, 2017.

I consent:



Deborah R.J. Shupe, Esquire