

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Richland County

Honorable Tanya A. Gee, Circuit Court Judge

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IN THE MATTER OF THE CARE AND  
TREATMENT OF CHARLES T. SULLIVAN,

APPELLANT

ORIGINAL

RECEIVED

NOV 06 2017

SC Court of Appeals

APPELLATE CASE NO. 2016-001706

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

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Counsel for Charles T. Sullivan respectfully requests a **final fifteen (15) day extension, until November 21, 2017**, 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 fifth 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 four previous extensions.

2. Counsel for Charles Sullivan respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. **Mr. Sullivan's case contains a potentially complex legal issue. Counsel is attending a conference on civil commitment for sexual offenders in Boston, Massachusetts on November 3 – 5, and would like the benefit of**

**the knowledge gained from national experts before filing appellant's brief. Additionally, a hearing was scheduled in circuit court on short notice on outstanding sentencing motions after remand from this Court in State v. Courtney L. Price. This hearing was held in in circuit court in Lexington County on November 1, 2017. Counsel will endeavor to file the initial brief of appellant and designation of matter in advance of the expiration of the requested fifteen days.**

3. Counsel attended a conference in Boston, Massachusetts on civil commitment for sexual offenders on November 3 – 5, 2017. On November 1, 2017, counsel appeared before the Honorable R. Knox McMahon on a remand from this Court in the case of State v. Courtney L. Price. Counsel filed the petition for rehearing in the case of State v. Vincent Missouri with this Court on October 31, 2017. Counsel filed the brief of respondent in the case of State v. Jimmy Turner with the Supreme Court on October 30, 2017. 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 Eric Shanta Williams v. State with the Supreme Court on August 16, 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 **final fifteen (15) day extension until November 21, 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,

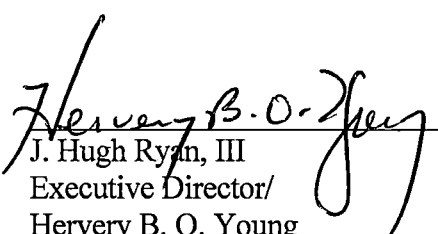


David Alexander  
Appellate Defender

Attorney for Appellant



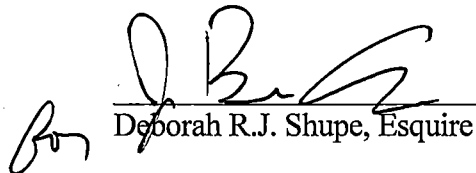
Robert M. Dudek  
Chief Appellate Defender



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

This 6th day of November, 2017.

I consent:



Deborah R.J. Shupe, Esquire