

6

3rd AFB due 11/6/17

ORIGINAL

RECEIVED

NOV 06 2017

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County

Brian M. Gibbons, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

KAYLA GAYLE WRIGHT,

APPELLANT

Appellate Case No. 2017-000091

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 has an oral argument in the case of The State v. Christina Reece that will be argued today, November 6, 2017, with this Court. Counsel is also preparing for oral argument in the case of The State v. Elias James Walker that will be argued Wednesday, November 15, 2017, with the Supreme Court. Counsel, along with co-counsel, David Alexander, filed 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 on October 27, 2017. Counsel filed the initial brief of appellant and

✓

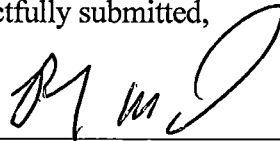
designation of matter in the murder case of The State v. Deshanndon Markelle Franks with this Court on October 13, 2017. Counsel prepared a CLE presentation on the case law update for the Public Defender Convention in Myrtle Beach, South Carolina for September 25, 2017. Counsel also prepared two presentations for the Post-Conviction Relief workshop that was held on Friday, September 29, 2017 at the office of the Commission on Indigent Defense. Counsel filed the return to petition for writ of certiorari to the Court of Appeals in the case of The State v. Shannon Scott with the Supreme Court September 21, 2017. Counsel filed the brief of petitioner in the case of The State v. James Scott Cross with the Supreme Court on September 15, 2017. Counsel filed the petition for rehearing in the case of The State v. Robert Lee Moore with this Court on September 14, 2017. Counsel filed the petition for writ of certiorari in the case of Alfonzo J. Howard v. The State with the Supreme Court on September 8, 2017.

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

4. As indicated by the counsel 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.

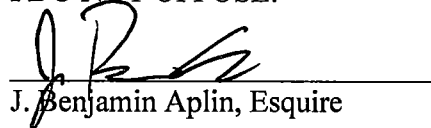
Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender

November 6, 2017

I DO NOT OPPOSE:



J. Benjamin Aplin, Esquire