

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

\_\_\_\_\_  
Certiorari to Sumter County

Honorable George C. James, Circuit Court Judge  
\_\_\_\_\_

BERNARD MCFADDEN,

ORIGINAL  
**RECEIVED**

AUG 18 2017

S.C. SUPREME COURT  
PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO 2016-002319

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

Counsel respectfully requests a **final extension of thirty (30) days until September 18, 2017**, 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 third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix is due to be served and filed with the Court today.
2. Counsel 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.

3. Counsel filed the petition for writ of certiorari in Dennis Temple v. State with the Supreme Court on August 2, 2017. Counsel filed the petition for rehearing in the case of The State v. John William Dobbins with the Court of Appeals on July 27, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Evelyn Christine Nixon with the Court of Appeals on July 26, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Ronald Douglas Michaux, Jr. with the Court of Appeals on July 24, 2017. Counsel filed the petition for writ of certiorari in Joshua David Crosby v. State with the Supreme Court on July 21, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Latique Kareem Bracey with the Court of Appeals on June 29, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Thomas Dukes with the Court of Appeals on June 26, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Janoblin Maurice Bracey-Brown with the Court of Appeals on May 8, 2017. Counsel filed the petition for writ of certiorari in Gregory Allan Ivery v. State with the Supreme Court on April 24, 2017. Counsel filed the petition for writ of certiorari in Christopher Poage v. State with the Supreme Court on April 24, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Eriva Youmous v. State of South Carolina with the Supreme Court on April 14, 2017. Counsel held an oral argument in the case of The State v. Demario Thompson in the Court of Appeals on April 11, 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 as shown by signature below.

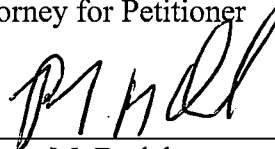
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until September 18, 2017**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances.

Respectfully submitted,



Taylor Gilliam  
Appellate Defender


Attorney for Petitioner



Robert M. Dudek  
Chief Appellate Defender

This 18<sup>th</sup> day of August, 2017

I Consent:

for   
Julie Coleman, Esquire