

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

\_\_\_\_\_  
Certiorari to Aiken County

Robert E. Hood, Circuit Court Judge  
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**ORIGINAL**  
**RECEIVED**

NOV 13 2017

S.C. SUPREME COURT

ALBERT JAMES CAVE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2017-001533  
\_\_\_\_\_

PETITION FOR EXTENSION TO FILE  
PETITION FOR WRIT OF CERTIORARI  
AND ACCOMPANYING APPENDIX  
\_\_\_\_\_

The undersigned counsel respectfully requests a thirty day extension in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.

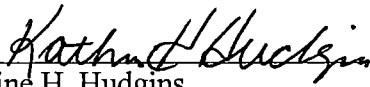
2. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Michael N. Frasier with the Court of Appeals on November 7, 2017. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The

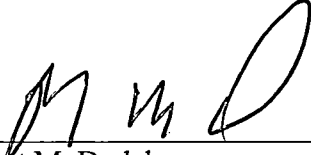
State of South Carolina v. Jose Reyes Reyes with the Court of Appeals on November 2, 2017. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of The State of South Carolina v. Kevin Shane Epting with the Supreme Court on October 30, 2017. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and Appendix in the case of The State of South Carolina v. Preston Ryan Oates with the Supreme Court on October 2, 2017. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of The State of South Carolina v. Jalon Ted Taylor with the Supreme Court on October 2, 2017. Counsel filed the Brief of Petitioner in the case of The State of South Carolina v. Darryl Frierson with the Supreme Court on September 21, 2017. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of The State of South Carolina v. David Smith with the Supreme Court on September 15, 2017. Counsel filed the Anders Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Kevin Tyrone Bryant with the Court of Appeals on September 15, 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.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,

  
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Kathrine H. Hudgins  
Appellate Defender

  
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Robert M. Dudek  
Chief Appellate Defender

November 13, 2017

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Aiken County  
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ALBERT JAMES CAVE,

PETITIONER,

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APPELLATE CASE NO. 2017-001533

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CERTIFICATE OF SERVICE


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The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Julie Coleman, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 13th day of November, 2017.

  
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Kathrine H. Hudgins  
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me  
this 13<sup>th</sup> day of November, 2017.

  
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Notary Public for South Carolina (L.S.)  
My Commission Expires: July 5, 2027.