

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Lancaster County

William Jeffrey Young, Circuit Court Judge

RECEIVED

NOV 13 2017

S.C. SUPREME COURT

JAMES N. STARNES,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2017-001259

**PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND APPENDIX**

The undersigned counsel would respectfully request a **final thirty-day extension, until December 13, 2017** in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by two prior orders of this Court.
2. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Joshua Warren Hopkins in the Court of Appeals on November 7, 2017. Counsel filed


the petition for rehearing In The Matter Of The Care And Treatment Of Keith Fitzgerald Burris in the Court of Appeals on November 2, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Gregory Brooks in the Court of Appeals on October 23, 2017. Counsel filed the petition for writ of certiorari pursuant to Austin v. State and accompanying appendix in the case of Isaias Gutierrez v. State in this Court on October 23, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Isaias Gutierrez v. State in this Court on October 23, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Marcus Channing Johnson in the Court of Appeals on October 13, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Shane Adam Burdette in this Court on October 6, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of George Smith v. State in this Court on October 2, 2017. Counsel presented at a CLE entitled “Annual Fall Seminar” sponsored by the Lexington County Bar Association in Lexington, S.C. on October 4, 2017. Counsel presented at a CLE entitled “Post-Conviction Relief Representation: Don’t Mangle Your Case” sponsored by SCCID in Columbia, S.C. on September 29, 2017. Counsel attended the 2017 Annual Public Defender Conference from September 25 through September 27, 2017 in Myrtle Beach, S.C. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Bennie Ray Brown, Jr. in this Court on September 22, 2017. Counsel filed the brief of petitioner in the case of State v. Christopher D. Campbell in this Court on September 18, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Dennis E. Cervantes-Pavon in this Court on September 15, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Michael Scott Simmons in the Court of Appeals on September 14, 2017.

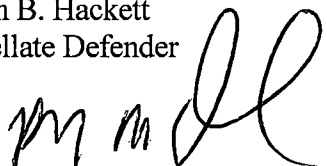
3. This request is made in good faith, and not for purposes of delay.

4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, until December 13, 2017** in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.


Respectfully submitted,


Susan B. Hackett
Appellate Defender


Robert M. Dudek
Chief Appellate Defender

November 13, 2017

I DO NOT OPPOSE:

for 
DeShawn H. Mitchell