

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

\_\_\_\_\_  
Certiorari to Spartanburg County

Honorable R. Ferrell Cothran, Circuit Court Judge  
\_\_\_\_\_

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SEP 06 2017

ROBERT LEE,

S.C. SUPREME COURT  
PETITIONER,

V.

STATE OF SOUTH CAROLINA

RESPONDENT

APPELLATE CASE NO. 2017-000187  
\_\_\_\_\_

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

Counsel for Robert Lee respectfully requests an extension of thirty (30) days 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 second request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.
2. Counsel for Robert Lee 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 her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the Johnson petition for writ of certiorari in the case of Michael Evans v. State with this Court on September 5, 2017. Counsel filed the Johnson petition for writ of certiorari in the case of Joseph Dunbar v. State with this Court on September 1, 2017. Counsel filed the petition for writ of certiorari in Alfred Bluford v. State with this Court on August 30, 2017. Counsel filed the reply to return in David Lee Coward v. State with this Court on August 24, 2017. Counsel filed the Anders brief of appellant and designation of matter in The State v. Kendra Nicole Tucker with the Court of Appeals on August 24, 2017. Counsel filed the initial brief of appellant in State v. Jacoby Gregory with the Court of Appeals on August 18, 2017. Counsel filed the initial brief of appellant in State v. Terrence Fraizer with the Court of Appeals on August 16, 2017. Counsel filed the reply to return to petition for writ of certiorari in the case of William P. Deaton v. State with this Court on August 8, 2016. Counsel filed the Johnson petition for writ of certiorari in the case of Joseph Simmons v. State with this Court on August 7, 2017. Counsel filed the initial brief of appellant in State v. Stanley Moultrie with the Court of Appeals on August 1, 2017. Counsel filed the petition for writ of certiorari in Anthony Martin v. State with this Court July 26, 2017.

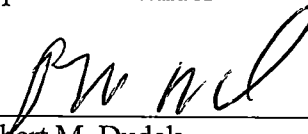
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Laura R. Baer  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

Attorney for Petitioner

September 6, 2017

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

Certiorari to Spartanburg County  
Honorable R. Ferrell Cothran, Circuit Court Judge

ROBERT LEE,

PETITIONER,


V.

STATE OF SOUTH CAROLINA

RESPONDENT

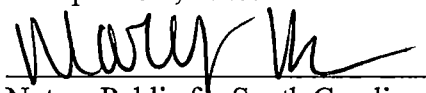
CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Valerie Garcia Giovanoli, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 6th day of September, 2017.

  
\_\_\_\_\_  
Laura R. Baer  
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 6th day  
of September, 2017.

  
\_\_\_\_\_  
(L.S.)  
Notary Public for South Carolina  
My Commission Expires: May 12, 2027