

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Beaufort County

Honorable Carmen T. Mullen, Circuit Court Judge

IN THE MATTER OF THE CARE AND
TREATMENT OF GERALD BARRETT,

RESPONDENT

APPELLATE CASE NO. 2017-000085

PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF RESPONDENT
AND DESIGNATION OF MATTER

RECEIVED
NOV 17 2017
SC Court of Appeals

The undersigned counsel respectfully requests a thirty day extension in which to file the initial brief of respondent 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 respondent and designation of matter in this case are due to be served and filed today.

2. On November 15, 2017, counsel had oral arguments before the Supreme Court in the case of State v. Gerald Barrett. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of State v. Lorenzo Bernard Young with the Supreme Court on November 13, 2017. Counsel filed the initial reply brief in the case of State v. Robin Renee

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Herndon with this Court on November 9, 2017. Counsel had oral arguments before this Court in the case of State v. Bobby Randolph Sims on November 8, 2017. Counsel attended a conference in Boston, Massachusetts on civil commitment for sexual offenders on November 3 – 5, 2017. On November 1, 2017, counsel appeared before the Honorable R. Knox McMahon on a remand from this Court in the case of State v. Courtney L. Price. Counsel filed the petition for rehearing in the case of State v. Vincent Missouri with this Court on October 31, 2017. Counsel filed the brief of respondent in the case of State v. Jimmy Turner with the Supreme Court on October 30, 2017. Counsel assisted Chief Appellate Defender Robert M. Dudek in doing research for 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 filed on October 27, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Jamal Daniels with this Court on October 23, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Homer Arthur James with this Court on October 20, 2017. Counsel filed the brief of petitioner in the case of State v. Corey Jamal Williams with the Supreme Court on October 9, 2017. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Kenneth Samuel Williams v. State with the Supreme Court on October 6, 2017. Counsel was a speaker at a Post-Conviction Relief CLE on September 29, 2017, at the office of the Commission on Indigent Defense. Counsel attended the state Public Defender Convention in Myrtle Beach, South Carolina on September 25 – 27, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Anthony Vincent Tucker with this Court on September 18, 2017.

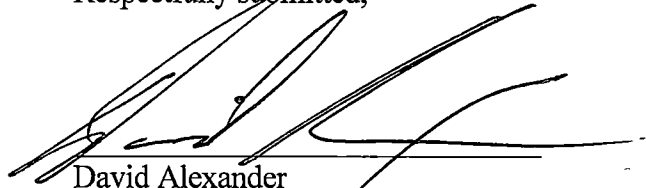
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will

hopefully become more manageable in the near future, and less extensions will need to be requested.

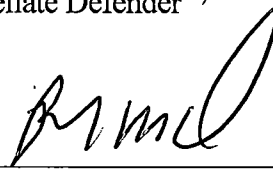
4. As indicated by the consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the initial brief of respondent and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



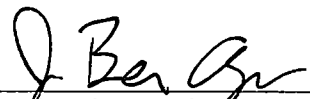
David Alexander
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 17th day of November, 2017

I do not oppose:


for Deborah R.J. Shupe, Esquire