

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Richland County
Alison Renee Lee, Circuit Court Judge

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S.C. Supreme Court

BRENDA GAIL CUTRO,

PETITIONER,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2012-212782

PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
FROM THE COURT OF APPEALS
AND ACCOMPANYING APPENDIX

The undersigned counsel respectfully requests a thirty-day extension in which to file the petition for writ of certiorari from the Court of Appeals 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 is currently working on a **death penalty case** in Marion Bowman v. State. Counsel filed the petition for writ of certiorari and accompanying appendix in Ashante Wright v. State with this Court on December 12, 2012. Counsel filed the reply to return to petition for writ of

certiorari in this Court in Darrell Goss v. State on December 4, 2012. Counsel filed the brief of petitioner in State v. Paris Avery with this Court on November 26, 2012. The petition for writ of certiorari and accompanying appendix in Douglas Thompson v. State were filed and served with this Court on November 21, 2012. The petition for writ of certiorari and accompanying appendix in Charles Ray Dean v. State was filed in this Court on November 15, 2012. Counsel filed the initial brief of appellant and designation of matter with the Court of Appeals in State v. Michael Couch on November 7, 2012.

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,

A handwritten signature in black ink, appearing to read 'David Alexander', written over a horizontal line.

David Alexander
Appellate Defender

December 13, 2012

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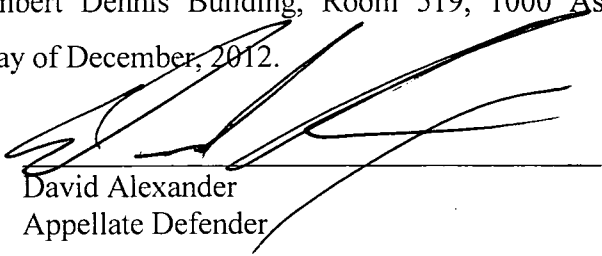
STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2012-212782

CERTIFICATE OF SERVICE

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 Robert D. Corney, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201 this 13th day of December, 2012.



David Alexander
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 13th day of December, 2012.

 (L.S.)

Notary Public for South Carolina

My Commission Expires: August 23, 2014.