

5

3rd AFB due 11/27/17

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Greenwood County  
Frank R. Addy, Circuit Court Judge

RECEIVED

NOV 27 2017

RESPONDENT  
COURT of Appeals

THE STATE,

V.

HOWARD JAMES WOODS, JR.,

APPELLANT.

Appellate Case No. 2017-000775

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

The undersigned counsel respectfully requests a thirty day extension in which to file the initial brief of appellant 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 appellant and designation of matter in this case are due to be served and filed today.
2. Counsel is filing the brief of respondent in the case of David L. Carmichael v. The State with the Supreme Court today, November 27, 2017. Counsel filed the brief of petitioner in the case of The State v. Donte Brown with the Supreme Court on November 17, 2017. Counsel had an oral argument in the case of The State v. Elias J. Walker with the Supreme Court on November 15, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Chavias Jahmal Jenkins with this Court on November 9, 2017. Counsel had an oral argument in the case of The State v. Christina Reece with this Court on November 6, 2017.

✓

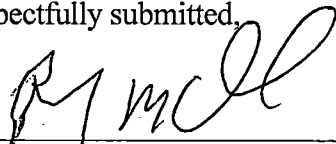
Counsel, along with co-counsel, David Alexander, filed the petition for writ of certiorari to the Supreme Court of the United States in the death penalty case of The State v. Ricky Lee Blackwell on October 27, 2017. Counsel filed the initial brief of appellant and designation of matter in the murder case of The State v. Deshannnon Markelle Franks with this Court on October 13, 2017. Counsel prepared a CLE presentation on the case law update for the Public Defender Convention in Myrtle Beach, South Carolina for September 25, 2017. Counsel also prepared two presentations for the Post-Conviction Relief workshop that was held on Friday, September 29, 2017 at the office of the Commission on Indigent Defense. **Counsel has extensive administrative duties as the Chief Appellate Defender**

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 counsel 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 appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

November 27, 2017

I DO NOT OPPOSE:

  
\_\_\_\_\_  
J. Benjamin Aplin, Esquire