

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Charleston County
Kristi Lea Harrington, Circuit Court Judge

RECEIVED
DEC 01 2017

THE STATE,

SC Court of Appeals

RESPONDENT,

v.

TERRELL ARTIETH SMITH,

APPELLANT

APPELLATE CASE NO. 2017-001178

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. On November 30, 2017, counsel was a lead participant during the afternoon breakout sessions at the Appellate Practice Project CLE in Columbia, South Carolina. On November 30, 2017, counsel filed the initial brief of appellant and designation of matter in The State v. Elidoro Carrillo Ontivero with this Court. On November 20, 2017, counsel filed the initial brief of appellant and designation of matter in The State v. James John Abernathy with this Court.



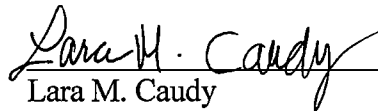
On November 15, 2017, counsel filed the initial brief of appellant and designation of matter in The State v. Calvin Solomon Barr with this Court. On November 6, 2017, counsel filed the return to the petition for writ of certiorari in Therron Richardson v. The State with the Supreme Court. On November 6, 2017, counsel filed the petition for writ of certiorari and accompanying appendix in Antoine L. Shields v. The State with the Supreme Court. On October 30, 2017, counsel filed the petition for writ of certiorari and accompanying appendix in Tevon Michael Jackson v. The State with the Supreme Court. On October 27, 2017, counsel filed the initial brief of appellant and designation of matter in The State v. Brian Daugherty with this Court. On October 16, 2017, counsel filed the return to the petition for writ of certiorari in Alexander Ruiz v. The State with the Supreme Court. On October 9, 2017, counsel filed the petition for writ of certiorari and accompanying appendix in John Hogan v. The State with the Supreme Court. On October 5, 2017, counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in In the Matter of the Care and Treatment of Carl Matthew Asquith with the Supreme Court.

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

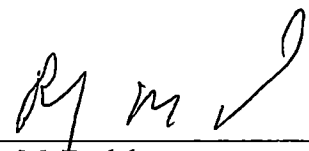
4. As indicated by the consent below, counsel for the state graciously consents to or does not oppose this request.

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

Respectfully submitted,



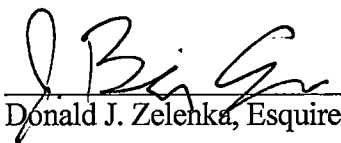
Lara M. Caudy
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

December 1, 2017

I do not oppose:



Donald J. Zelenka, Esquire