

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Georgetown County
Honorable George C. James, Jr., Circuit Court Judge

RECEIVED

DEC 20 2017

VLADIMIR W. PANTOVICH,

S.C. SUPREME COURT

RESPONDENT,

V.

STATE OF SOUTH CAROLINA,

APPELLANT

Appellate Case No. 2017-000280

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE RETURN TO
PETITION FOR WRIT OF CERTIORARI

Counsel for appellant respectfully requests an extension of thirty (30) days in which to file the return to petition for writ of certiorari 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 return to petition for writ of certiorari are due to be served and filed with the Court today.
2. Counsel for appellant 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 his caseload, counsel hopes that no further extension requests will be required.

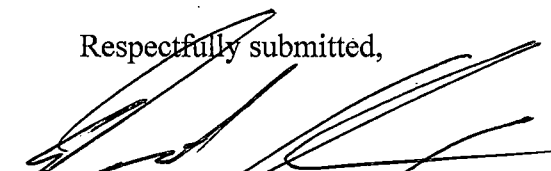
3. Counsel filed the brief of petitioner in the case of State v. James Kevin Bethel with this Court on December 15, 2017. On December 13, 2017, counsel was present to testify in circuit court before the Honorable Clifton Newman in the PCR matter of Stewart Ard v. State, pursuant to a subpoena from the Attorney General. Counsel filed the brief of appellant in the case of State v. Jason Scott Morton with the Court of Appeals on December 7, 2017. Counsel filed the Petition for Writ of Certiorari and accompanying appendix with this Court in the case of Antrell Rashawn Felder v. State on December 4, 2017. On November 30, 2017, Counsel participated in an Appellate Practice and Advocacy CLE at the Bar Conference Center in Columbia. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of James Gibson with the Court of Appeals on November 29, 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 Charles Sullivan with the Court of Appeals on November 28, 2017. Counsel filed the brief of petitioner in the case of Darrell L. Goss v. State with this Court on November 20, 2017. On November 15, 2017, counsel had oral arguments before this 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 this Court on November 13, 2017. Counsel filed the initial reply brief in the case of State v. Robin Renee Herndon with the Court of Appeals on November 9, 2017. Counsel had oral arguments before the Court of Appeals 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 the Court of Appeals in the case of State v. Courtney L. Price. Counsel filed the petition for rehearing in the case of State v. Vincent

Missouri with the Court of Appeals on October 31, 2017. Counsel filed the brief of respondent in the case of State v. Jimmy Turner with this 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 the Court of Appeals 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 the Court of Appeals on October 20, 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.

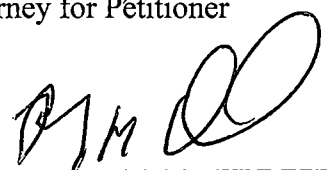
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the return to petition for writ of certiorari in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling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

Respectfully submitted,



David Alexander
Appellate Defender

Attorney for Petitioner



Robert M. Dudek
Chief Appellate Defender

This 20th day of December, 2017

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IN THE SUPREME COURT

Certiorari to Georgetown County
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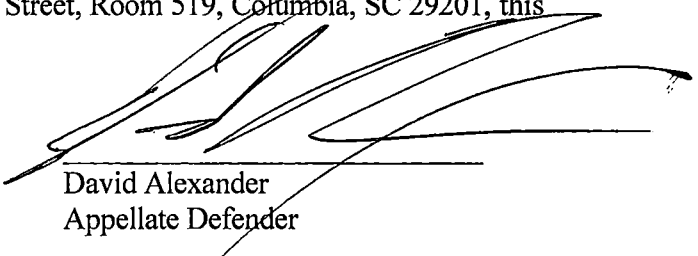
V.

STATE OF SOUTH CAROLINA,

APPELLANT

CERTIFICATE OF SERVICE

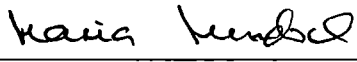
I certify that a true copy of the motion for an extension of time in which to file the return to petition for writ of certiorari in the above case has been served upon XXXXX, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this Xth day of X, 2017.



David Alexander
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this
20th day of December, 2017.

 (L.S.)

Notary Public for South Carolina
My Commission Expires: July 3, 2023.