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S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Spartanburg County

Robin B. Stilwell, Circuit Court Judge

CHARVUS T. NESBITT,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2017-001223

**PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND APPENDIX**

The undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel filed the return to petition for writ of certiorari in the case of David Allen Goins v. State in this Court on December 27, 2017. Counsel filed the brief of appellant in the case of State v. Brandon Marshall in the Court of Appeals on December 20, 2017. Counsel filed

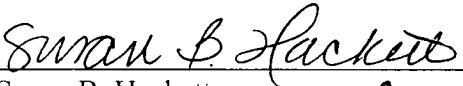
the brief of petitioner in the case of State v. Wayne Gary Polite in this Court on December 15, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Channen Ricks in the Court of Appeals on December 13, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James N. Starnes v. State in this Court on December 11, 2017. Counsel was a guest speaker at the Appellate Practice Project: Presenting Cases to the Appellate Courts seminar on November 30, 2017. Counsel filed the brief of appellant pursuant to Austin v. State and accompanying appendix in the case of William Outlaw v. State in this Court on November 29, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of William Outlaw v. State in this Court on November 29, 2017. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Mack Seal Washington in the Court of Appeals on November 29, 2017. Counsel was a guest speaker at the Public Defense 101: Fundamentals of the Profession 101 seminar on November 20, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Jake Lake in this Court on November 17, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Sidney Antoine Holmes in the Court of Appeals on November 15, 2017. Counsel filed the brief of petitioner in the case of Allen J. Gathings v. State in this Court on November 13, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Joshua Warren Hopkins in the Court of Appeals on November 7, 2017. Counsel filed the petition for rehearing In The Matter Of The Care And Treatment Of Keith Fitzgerald Burris in the Court of Appeals on November 2, 2017.

3. This request is made in good faith, and not for purposes of delay.

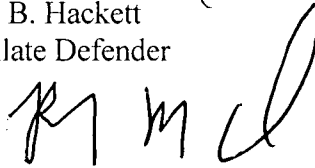
WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the

time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

December 28, 2017

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CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Valerie Giovanoli, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 28th day of December, 2017.

Susan B. Hackett
Susan B. Hackett
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 28th day of December, 2017.

[Signature] (L.S.)
Notary Public for South Carolina
My Commission Expires: October 30, 2022.