

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Darlington County  
Honorable G. Thomas Cooper, Circuit Court Judge

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ORIGINAL

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JAN 12 2018

HENRY JAMES ROSS, JR.,

S.C. SUPREME COURT

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2017-000768

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

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Counsel for Henry James Ross, Jr., respectfully requests a **final thirty (30) day extension, until February 12, 2018**, in which to file the petition for writ of certiorari and appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be filed with the Court today. The Court has granted counsel two previous extensions.

2. Counsel for Henry James Ross, Jr., 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, along with Chief Appellate Defender Robert M. Dudek, is currently working on a reply in the death penalty case of Ricky Lee Blackwell v. South Carolina, which is pending in the United States Supreme Court. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Wake Hunt with the Court of Appeals on January 11, 2018. Counsel filed the Petition for Writ of Certiorari in the case of James Junior Little v. State with this Court on January 4, 2018. Counsel filed the initial brief and designation of matter in the case of State v. Charles Alton Morehouse with the Court of Appeals on January 2, 2018. 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

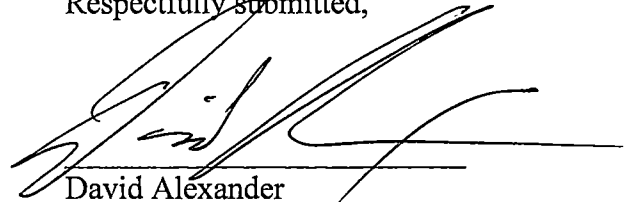
before this Court in the case of State v. Gerald Barrett. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of State v. Lorenzo Bernard Young with this Court on November 13, 2017. Counsel filed the initial reply brief of appellant in the case of State v. Robin Renee Herndon with the Court of Appeals on November 9, 2017.

4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office consents to this request as shown by signature below.

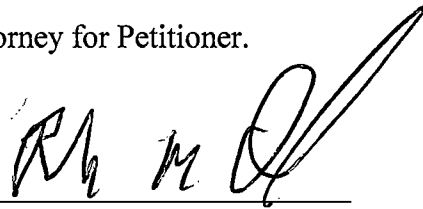
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until February 12, 2018**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



David Alexander  
Appellate Defender

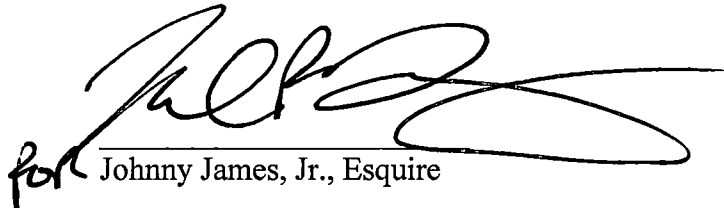
Attorney for Petitioner.



Robert M. Dudek  
Chief Appellate Defender

This 12th day of February, 2018.

I consent:



for Johnny James, Jr., Esquire