

3rd AFB due 1/12/18

ORIGINAL

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Appeal from Dorchester County

Honorable Maite Murphy, Circuit Court Judge

RECEIVED  
JAN 12 2018  
SC Court of Appeals

THE STATE,

RESPONDENT,

v.

CHRISTIAN ANTHONY HIMES,

APPELLANT

APPELLATE CASE NO. 2017-000870

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 will file the brief of petitioner in Stephon Robinson v. State with the Supreme Court today, January 12, 2018. Counsel filed the return to petition for writ of certiorari in State v. Eugene Gardner with the Supreme Court on December 29, 2017. Counsel filed the petition for writ of certiorari in Robin G. Reese v. State with the Supreme Court on December 27, 2017. Counsel filed the Motion to Dismiss the Notice of Appeal as Interlocutory in State v. Ronald Hakeem Mack with this Court on December 19, 2017. Counsel appeared in general

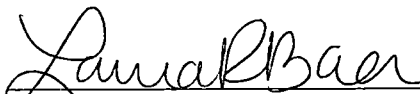


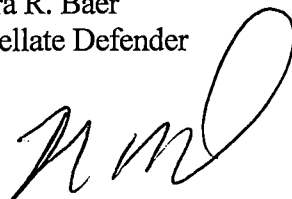
session's court in Richland County for a hearing in State v. Michael A. Smith on December 7, 2017. Counsel filed the initial reply brief in State v. Michael J. Finley with this Court on December 5, 2017. Counsel filed the petition for rehearing in Richard Cappell v. State with this Court on December 5, 2017. Counsel was a guest speaker at the Appellate Practice Project: Presenting Cases to the Appellate Courts seminar in Columbia, South Carolina on November 30, 2017. Counsel filed the petition for rehearing in Esaiveus F. Booker v. State with this Court on November 29, 2017. Counsel filed the petition for writ of certiorari in Abbdul O. Emmaunel v. State with the Supreme Court on November 20, 2017.

3. This request is made in good faith, and not for purposes of delay.
4. As indicated by his 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.

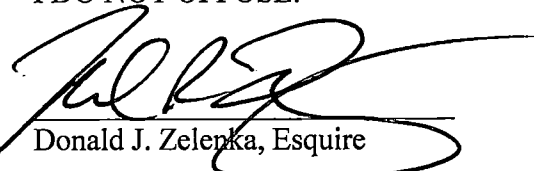
Respectfully submitted,

  
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Laura R. Baer  
Appellate Defender

  
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Robert M. Dudek  
Chief Appellate Defender

January 12, 2018

I DO NOT OPPOSE:

  
FOR \_\_\_\_\_  
Donald J. Zelenka, Esquire