

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from York County

John C. Hayes, Circuit Court Judge

IN THE MATTER OF THE CARE AND
TREATMENT OF JUSTIN L. STEWART,

ORIGINAL
RECEIVED
JAN 16 2018
SC Court of Appeals

APPELLANT

APPELLATE CASE NO. 2017-001269

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Justin L. Stewart respectfully requests an extension of a **final thirty (30) days, until February 15, 2018**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel three previous extensions.
 2. Counsel for Justin L. Stewart 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 her caseload, counsel hopes that no further extension requests will be required.
- ✓

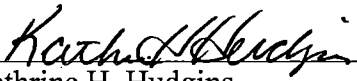
3. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Albert James Cave v. The State of South Carolina with the Supreme Court on January 12, 2018. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Adrian Vashard Simmons with the Court of Appeals on January 8, 2018. Counsel filed the Brief of Petitioner in the case of The State of South Carolina v. Demetrice R. James with the Supreme Court on December 15, 2017. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of David A. Pate v. The State of South Carolina with the Supreme Court on December 11, 2017. Counsel filed the Anders Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Kevin Daniel Driggers with the Court of Appeals on December 8, 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 Initial Brief of Appellant and Designation of Matter in the case of The State of South Carolina v. Jamie L. Strom with the Court of Appeals on November 29, 2017. Counsel filed the Petition for Rehearing in the case of The State of South Carolina v. Christopher Jermaine Wells with the Court of Appeals on November 22, 2017. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Kristopher Wilmont Berry v. The State of South Carolina with the Supreme Court on November 17, 2017. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Elijah A. Brown v. The State of South Carolina with the Supreme Court on November 16, 2017.

4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

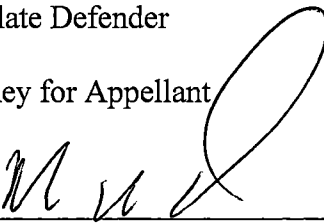
5. Counsel for the Attorney General's office consents to this request shown by signature below.

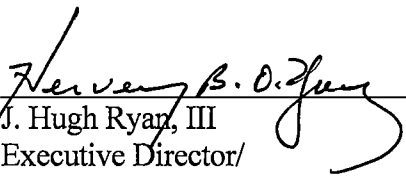
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) days, until February 15, 2018**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,


Kathrine H. Hudgins
Appellate Defender

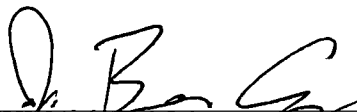
Attorney for Appellant


Robert M. Dudek
Chief Appellate Defender


J. Hugh Ryan, III
Executive Director/
Hervey B.O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

This 16th day of January, 2018.

I consent:


Deborah R.J. Shupe, Esquire