

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

ORIGINAL

Certiorari to Horry County

Honorable Roger E. Henderson, Circuit Court Judge

MICHAEL A. LIVINGSTON,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

RECEIVED

JAN 26 2018

S.C. SUPREME COURT

APPELLATE CASE NO. 2017-001739

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

The undersigned counsel respectfully requests a thirty day extension, **until February 26, 2018**, in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

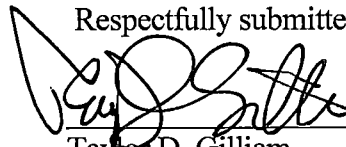
1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. Counsel filed the petition for writ of certiorari and appendix in the case of The State v. Manuel Rashon Jeter with this Court on January 26, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of The State v. James Dawkins with this Court on

January 16, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of The State v. Wayne Couey with this Court on January 2, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of The State v. Yanisha C. Barr with this Court on December 18, 2017. Counsel argued in the case of State v. James Clyde Dill, Jr., in this Court on December 13, 2017. Counsel filed the petition for writ of certiorari and appendix in the case of The State v. Jimmy Gallishaw with this Court on December 13, 2017. Counsel was a guest speaker at the Appellate Practice Project: Presenting Cases to the Appellate Courts seminar on November 30, 2017.

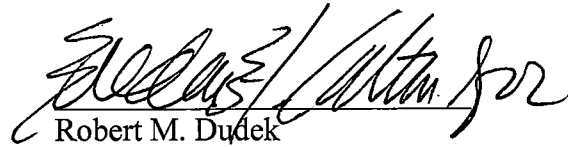
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Taylor D. Gilliam
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

January 26, 2018

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Horry County

Honorable Roger E. Henderson, Circuit Court Judge

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MICHAEL A. LIVINGSTON,

PETITIONER

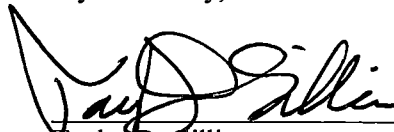
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

—————
CERTIFICATE OF SERVICE
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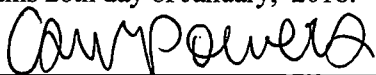
The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Johnny James, Jr., Esquire, Office of the Attorney General, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 26th day of January, 2018.



Taylor D. Gilliam
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 26th day of January, 2018.

 (L.S.)

Notary Public for South Carolina

My Commission Expires: May 2, 2027.