

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Berkeley County
G. Thomas Cooper, Circuit Court Judge

DAMON T. BROWN,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2017-001635

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

Counsel for Damon T. Brown respectfully requests a **final thirty day extension, until February 26, 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 Damon T. Brown 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.

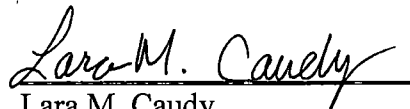
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3. Today, January 26, 2018, counsel will file the petition for writ of certiorari and accompanying appendix in Trevaughn Jackson v. The State with this Court. On January 19, 2018, counsel filed the petition for writ of certiorari and accompanying appendix in Brittany Swanger v. The State with this Court. On January 18, 2018, counsel filed the petition for writ of certiorari and accompanying appendix in David A. Duren v. The State with this Court. On January 11, 2018, counsel had an oral argument in Frankie Lee Bryant, III v. The State before this Court. On January 2, 2018, counsel filed the initial brief of appellant and designation of matter in The State v. Latson Ray Matthews with the Court of Appeals. On December 21, 2017, counsel filed the petition for writ of certiorari and accompanying appendix in Anthony Carter v. The State with this Court. On December 13, 2017, counsel filed the petition for writ of certiorari and accompanying appendix in Charles L. Anderson v. The State with this Court. On December 13, 2017, counsel filed the petition for writ of certiorari and accompanying appendix in George J. Williams v. The State with this Court. On December 6, 2017, counsel had an oral argument in The State v. Gerome C. Smith before the Court of Appeals. On November 30, 2017, counsel was a lead participant during the breakout session at the Appellate Practice Project CLE in Columbia, South Carolina. On November 30, 2017, counsel filed the initial brief of appellant and designation of matter in The State v. Elidoro Carrillo Ontivero with the Court of Appeals.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.

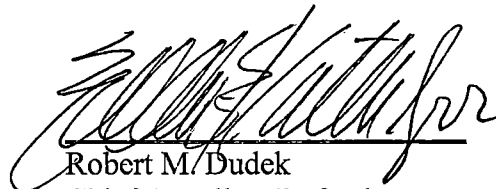
WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until February 26, 2018**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Lara M. Caudy
Appellate Defender

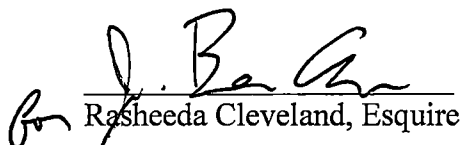
Attorney for Petitioner.



Robert M. Dudek
Chief Appellate Defender

This 26th day of January, 2018.

I consent:



Rasheeda Cleveland, Esquire