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3rd ATB due 2/2/18

ORIGINAL

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Laurens County

Donald B. Hockett, Circuit Court Judge  
\_\_\_\_\_

RECEIVED

FEB 02 2018

SC Court of Appeals

THE STATE,

RESPONDENT,

v.

FABIAN LAMICHAEL GREEN,

APPELLANT

APPELLATE CASE NO. 2017-001332  
\_\_\_\_\_

**PETITION FOR EXTENSION TO FILE  
INITIAL BRIEF OF APPELLANT AND  
DESIGNATION OF MATTER**  
\_\_\_\_\_

The undersigned counsel would respectfully request 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 exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.
2. Counsel filed the initial brief of appellant and designation of matter in the case of Wiley Sisk v. State in this Court on February 1, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jeron Alondo Cook v. State in the Supreme

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Court on January 22, 2018. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Patrick Strozier in this Court on January, 17, 2018. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Malcolm Williams in this Court on January, 8, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Charvus Nesbitt v. State in the Supreme Court on January 5, 2018. Counsel filed the petition for writ of certiorari to this Court in the case of State v. Keith Burris in the Supreme Court on January 4, 2018. Counsel filed the return to petition for writ of certiorari in the case of David Allen Goins v. State in the Supreme Court on December 27, 2017. Counsel filed the brief of appellant in the case of State v. Brandon Marshall in this Court on December 20, 2017. Counsel filed the brief of petitioner in the case of State v. Wayne Gary Polite in the Supreme Court on December 15, 2017. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Channen Ricks in this Court on December 13, 2017. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James N. Starnes v. State in the Supreme Court on December 11, 2017.

3. This request is made in good faith, and not for purposes of delay.

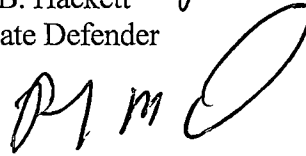
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in this case. Counsel 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,

*Lara M. Candy for:*

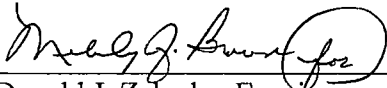
Susan B. Hackett  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

February 2, 2018

I DO NOT OPPOSE:



Donald J. Zelenka, Esquire