

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Richland County
William P. Keesley, Circuit Court Judge

THE STATE,

v.

JIMMY ODEL KANIPE,

APPELLANT

Appellate Case No. 2017-001411

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 filed the petition for rehearing in the case of The State v. Christina Reece with this Court on January 24, 2018. Counsel filed the brief of petitioner in the case of The State v. Jalann Williams with the Supreme Court on January 16, 2018. Counsel, along with co-counsel, David Alexander, filed the reply of petitioner to the Supreme Court of the United States in the death penalty case of The State v. Ricky Lee Blackwell on January 11, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Willie Gray with this Court on January 5, 2018. Counsel filed the initial brief of appellant and

ORIGINAL

RECEIVED
FEB 01 2018
SC Court of Appeals

RESPONDENT,

✓

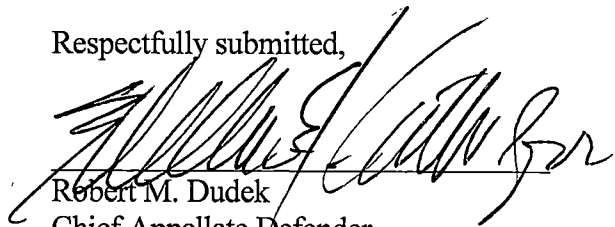
designation of matter in the case of The State v. Carlos Ruiz with this Court on December 29, 2017. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Robert Lee Moore with the Supreme Court on December 19, 2017. Counsel filed the initial brief of appellant in the case of The State v. John Andrew Biggs with this Court December 8, 2017. Counsel had an oral argument in the case of The State v. Dalonte Green with this Court on December 5, 2017. **Counsel has extensive administrative duties as the Chief Appellate Defender, including administrative and Appellate Project oversight, and training two less experienced appellate defenders.**

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.

4. As indicated by the counsel 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,



Robert M. Dudek
Chief Appellate Defender

February 1, 2018

I DO NOT OPPOSE:



J. Benjamin Aplin, Esquire