

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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DEC 27 2012

Appeal from Spartanburg County
Frank. R. Addy, Circuit Court Judge

S.C. Supreme Court

KENNETH LEE HUCKABEE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2012-212320

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

The undersigned counsel respectfully requests a thirty-day extension 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:

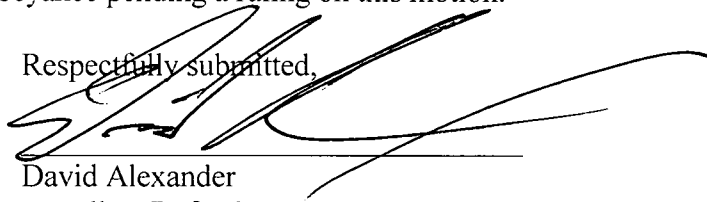
1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. Counsel is preparing to file the brief of petitioner in the case of State v. James C. Miller with this Court today, December 27, 2012. Counsel is preparing to file the initial brief of appellant and designation of matter in the case of State v. Kevin Tyrone Bennett in the Court of Appeals today, December 27, 2012. Counsel is currently working on a **death penalty case** in

Marion Bowman v. State. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Ronald Jeffery Shows in the Court of Appeals on December 19, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Dayvonn A. Valentine v. State in this Court on December 17, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Alexander v. State with this Court on December 12, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in Ashante Wright v. State with this Court on December 12, 2012. Counsel filed the reply to return to petition for writ of certiorari in this Court in Darrell Goss v. State on December 4, 2012. Counsel filed the brief of petitioner in State v. Paris Avery with this Court on November 26, 2012. The petition for writ of certiorari and accompanying appendix in Douglas Thompson v. State were filed and served with this Court on November 21, 2012. The petition for writ of certiorari and accompanying appendix in Charles Ray Dean v. State was filed in this Court on November 15, 2012. Counsel filed the initial brief of appellant and designation of matter with the Court of Appeals in State v. Michael Couch on November 7, 2012.

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,

A handwritten signature in black ink, appearing to read 'David Alexander', written over a horizontal line.

David Alexander
Appellate Defender

December 27, 2012

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Spartanburg County
Frank R. Addy, Circuit Court Judge

KENNETH LEE HUCKABEE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

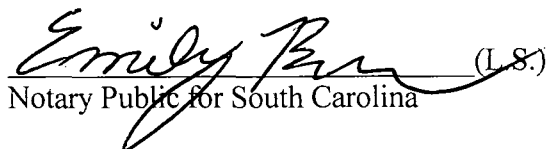
The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Suzanne H. White, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 27th day of December, 2012.



David Alexander
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 27th day of December, 2012.

 (L.S.)
Notary Public for South Carolina

My Commission Expires: November 16, 2022.