

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Berkeley County

Honorable Kristi L. Harrington, Circuit Court Judge

ORIGINAL

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MAR 05 2018

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

CARY GLENN RYALS,

APPELLANT

APPELLATE CASE NO. 2017-001090

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Cary Glenn Ryals respectfully requests a **final twenty-one (21) day extension, until March 26, 2018**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fifth request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel four previous extensions.
2. Counsel for Cary Glenn Ryals respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. **This case was reassigned to**

✓

counsel on February 26, 2018. Given the number of extensions previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.


3. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Gregory Fitzgerald Young v. State with the Supreme Court on March 2, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of In the Interest of Channon P., a Juvenile Under the Age of Seventeen with this Court on February 28, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Charlie Tyler Robinson v. State with the Supreme Court on February 21, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Faron Maurice Clements v. State with the Supreme Court on February 12, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Gregory Daniel Price v. State with the Supreme Court on January 16, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. James Anthony Haynes with this Court on December 4, 2017.

4. Counsel makes this request in good faith and not for purpose 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.

5. Counsel for the Attorney General's office consents to this request shown by signature below.

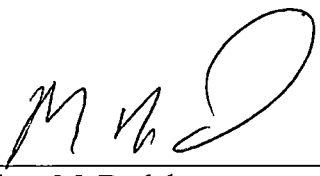
WHEREFORE, the undersigned counsel would respectfully request a **final twenty-one (21) day extension, until March 26, 2018**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

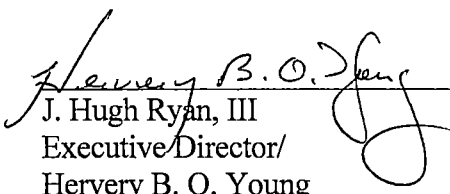


Victor Seeger
Appellate Defender

Attorney for Appellant



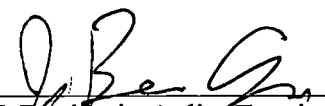
Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervey B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

This 5th day of March, 2018.

I consent:



J. Benjamin Aplin, Esquire