

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

ORIGINAL

Certiorari to Chesterfield County

RECEIVED

Honorable Roger E. Henderson, Circuit Court Judge MAR 07 2018

S.C. SUPREME COURT

JAMES CURTIS TYNER,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2017-001982

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 filed the brief of appellant and designation of matter in the case of The State v. Marvin Luther Myers, Jr. with the Court of Appeals on March 2, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and

Treatment of Franklin Mosier with the Court of Appeals on March 1, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of K.C. Langford v. The State with the Supreme Court on February 22, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Michael Antonio Williams with the Supreme Court on February 16, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Toby Eugene Moore v. The State with the Supreme Court on February 9, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Joseph Dante Satterwhite v. The State with the Supreme Court on February 6, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Lee Edward Tate v. The State with the Supreme Court on January 25, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Christopher T. Wilson v. The State with the Supreme Court on January 17, 2018. Counsel filed the petition for writ of certiorari and petition for writ of certiorari pursuant to Austin v. State along with the accompanying appendix in the case of Johnny Jones v. The State with the Supreme Court on January 11, 2018.

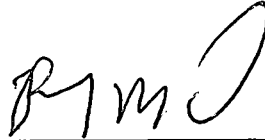
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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,

Handwritten signature of LaNelle C. DuRant in cursive script, written over a horizontal line.

LaNelle C. DuRant  
Appellate Defender

Handwritten signature of Robert M. Dudek in cursive script, written over a horizontal line.

Robert M. Dudek  
Chief Appellate Defender

March 7, 2018

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Chesterfield County

Honorable Roger E. Henderson, Circuit Court Judge

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JAMES CURTIS TYNER,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

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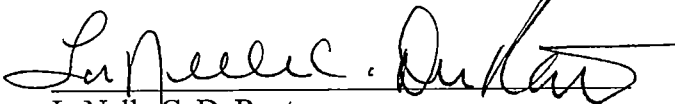
APPELLATE CASE NO. 2017-001982

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CERTIFICATE OF SERVICE

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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 Johnny Ellis James, Jr., Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 7th day of March, 2018.



LaNelle C. DuRant  
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me  
this 7<sup>th</sup> day of March, 2018.



(L.S.)

Notary Public for South Carolina  
My Commission Expires: July 5, 2027.