

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Charleston County

ORIGINAL

Honorable Williams H. Seals, Circuit Court Judge

ANTAVIUS GADSDEN,

PETITIONER,

V.

STATE OF SOUTH CAROLINA

RESPONDENT

APPELLATE CASE NO. 2017-002294

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION FOR WRIT OF
CERTIORARI AND APPENDIX

Counsel for Antavius Gadsden respectfully requests an extension of thirty (30) days in which to file the petition for writ of certiorari and appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

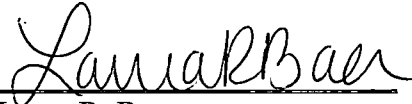
1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.
2. Counsel for Antavius Gadsden respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel will file the petition for writ of certiorari in Georgia Woodberry v. State with this Court today, March 19, 2018. Counsel filed the brief of petitioner In re Calvin Miller with this Court on March 14, 2018. Counsel had oral argument in the case of State v. Preston Mozeak in the Court of Appeals on March 13, 2018. Along with co-counsel, Counsel filed an amicus brief in Conrad Slocumb v. State with this Court on March 8, 2018. Counsel filed the initial reply brief in State v. Terrence Frazier with the Court of Appeals on March 8, 2018. Counsel had oral argument in the case of State v. Johnnie Lawson in the Court of Appeals on March 6, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals in State v. Richard Capell with this Court on March 5, 2018. Counsel filed the petition for rehearing in State v. Billy Phillips with the Court of Appeals on March 1, 2018. Counsel filed the petition for writ of certiorari in Christopher Seabrook v. State with this Court on February 26, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals in State v. Esaiveus Booker with this Court on February 20, 2018. Counsel filed the petition for rehearing in State v. Justin Johnson with the Court of Appeals on February 15, 2018. Counsel filed the initial brief of appellant in State v. Roy Smith with the Court of Appeals on February 15, 2018. Counsel filed the brief of respondent in State v. Stephon Robinson with this Court on February 9, 2018. Counsel filed the Anders brief of appellant in State v. Matthew Pickens with the Court of Appeals on February 8, 2018. Counsel filed the initial brief of appellant in State v. Ashley Tindall with the Court of Appeals on February 1, 2018.

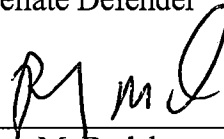
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Laura R. Baer
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

March 19, 2018

Attorney for Petitioner

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CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Rasheeda Cleveland, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 19th day of March, 2018.



Laura R. Baer
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 19th day
of March, 2018.

 (L.S.)

Notary Public for South Carolina
My Commission Expires: May 12, 2027