

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Chesterfield County

Honorable Roger E. Henderson, Circuit Court Judge

JAMES CURTIS TYNER,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2017-001982

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

Counsel for James Curtis Tyner respectfully requests a **final thirty (30) day extension, until May 7, 2018**, 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 third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for James Curtis Tyner 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.

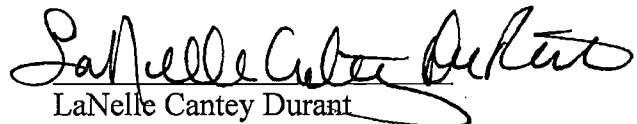
3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Christopher Allen Boling v. State with the Supreme Court on April 5, 2018. Counsel filed the brief of petitioner in the case of The State v. Demario Monte Thompson with the Supreme Court on March 30, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Terrell Scott v. State with the Supreme Court on March 27, 2018. Counsel filed the brief of petitioner in the case of State v. Daniel Martinez Herrera with the Supreme Court on March 23, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of John Willie Mack, Sr., v. State(2) with the Supreme Court on March 16, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Senior Jenkins v. The State with the Supreme Court on March 8, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Anderson v. The State with the Supreme Court on March 8, 2018. Counsel had an oral argument in the case of The State v. David Wilkins Ross before the Supreme Court on March 6, 2018. 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.

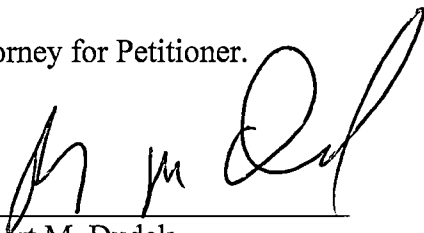
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office consents to this request as shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until May 7, 2018**, 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,

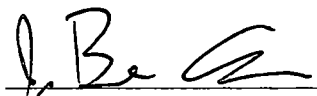

LaNelle Cantey Durant
Appellate Defender

Attorney for Petitioner.


Robert M. Dudek
Chief Appellate Defender

This 6th day of April, 2018.

I consent:


for Johnny Ellis James, Jr., Esquire