

IN THE SUPREME COURT

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Appeal from Lexington County

William P. Keesley, Circuit Court Judge

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DEC 31 2012

S.C. Supreme Court

SINTARI SUMMERS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2012-212153

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

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Counsel for Sintari Summers respectfully requests a **final thirty (30) day extension, until January 30 2013**, 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 Mr. Summers 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. On December 17, 2012, counsel filed an initial brief of appellant and designation of matter in The Matter of the Care and Treatment of Jimmy Mac McBride in the Court of Appeals; and filed a Johnson petition for writ of certiorari and accompanying appendix in Christopher Devon Jones v. State in this Court. On December 13, 2012, counsel filed a petition for writ of certiorari to the Court of Appeals in State v. Bennie Golston in this Court. On December 10, 2012, counsel filed an Anders brief of appellant and designation of matter with accompanying record on appeal in The Matter of the Care and Treatment of Carl Durrell Cook in the Court of Appeals. On December 6, 2012, counsel held an oral argument in State v. Theodore David Wills, Jr. before this Court. On December 4, 2012, counsel filed a petition for writ of certiorari and accompanying appendix in Myra Christenbury v. State in this Court. On November 29, 2012, counsel filed a return to petition for writ of certiorari to the Court of Appeals in State v. Phillip Miller in this Court. On November 26, 2012, counsel filed a Johnson petition for writ of certiorari and accompanying appendix in Jason D. Parker v. State in this Court. On November 19, 2012, counsel filed a Johnson petition for writ of certiorari pursuant to Austin v. State in Christian Harris v. State and filed a petition for writ of certiorari and accompanying appendix in Christian Harris v. State with this Court. Counsel also filed a petition for writ of certiorari to the Court of Appeals in State v. Cameron Hammonds with this Court. On November 14, 2012, counsel held an oral argument in State v. Marques Hudson before this Court; and counsel filed a Johnson petition for writ of certiorari and accompanying appendix in Joshua Samuel v. State in this Court. On November 13, 2012, counsel held an oral argument in State v. Ralph Bernard Coleman before the Court of Appeals. On November 8, 2012, counsel filed an initial brief of appellant and designation of matter in The

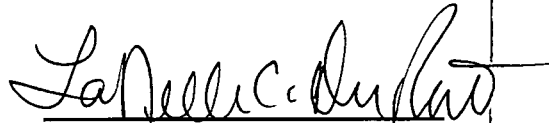
Matter of the Care and Treatment of Calvin Yawn in the Court of Appeals. On October 24, 2012, counsel filed a second petition for rehearing pursuant to a substituted opinion issued by the Court of Appeals on October 10, 2012, in State v. Christopher Manning in the Court of Appeals.

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.

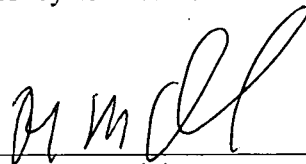
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until January 30, 2013**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



LaNelle C. Durant  
Appellate Defender

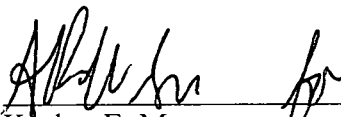
Attorney for Petitioner.



Robert M. Dudek  
Chief Appellate Defender

This 31st day of December 2012.

I consent:

  
Kaelon E. May  
J. Walt Whitmire