

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Kershaw County
Honorable Jocelyn J. Newman, Circuit Court Judge

RECEIVED

MAY 14 2018

S.C. SUPREME COURT

GREGORY VINCENT SMITH,

RESPONDENT,

V.

STATE OF SOUTH CAROLINA,

PETITIONER

Appellate Case No. 2017-001351

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

Counsel for Gregory Vincent Smith respectfully requests an extension of thirty (30) days in which to file the return to petition for writ of certiorari 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:

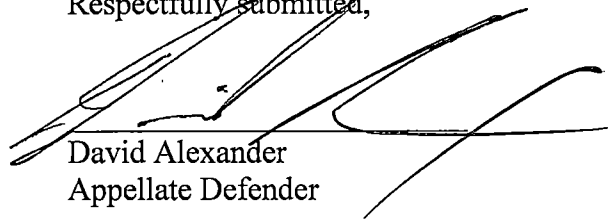
1. The return to petition for writ of certiorari is due to be served and filed with the Court today.
2. Counsel for Gregory Vincent Smith respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously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

3. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Chris Nathaniel Williams on May 9, 2018. On May 3, 2018, counsel had oral arguments in the case of State v. Roy L. Jones before this Court. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Isaac Glenard Lyles v. State with this Court on April 25, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Jermaine Marquel Bell with the Court of Appeals on April 18, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Antwuan Levon Nelson with the Court of Appeals on April 4, 2018. Counsel had oral arguments before this Court in the case of State v. Lamar Sequan Brown on March 28, 2018. Counsel filed the Petition for Writ of Certiorari in the case of Kenneth Jowan Craig v. State with this Court on March 19, 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 Micah A. Bilton with the Court of Appeals on March 19, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. David Richard Walker, Jr. with the Court of Appeals on March 19, 2018. Counsel filed the Petition for Rehearing in the case of State v. Gerald R. Williams with the Court of Appeals on March 13, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Arthur Ray Chavis v. State with this Court on February 26, 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.

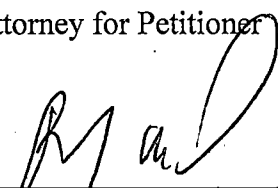
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the return to petition for writ of certiorari in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling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

Respectfully submitted,



David Alexander
Appellate Defender

Attorney for Petitioner



Robert M. Dudek
Chief Appellate Defender

This 14th day of May, 2018

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GREGORY VINCENT SMITH,

RESPONDENT,

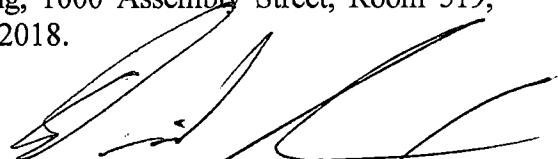
V.

STATE OF SOUTH CAROLINA,

PETITIONER

CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the return to petition for writ of certiorari in the above case has been served upon Lindsey McCallister, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 14th day of May, 2018.



David Alexander
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this
14th day of May, 2018.

Maic Munder (L.S.)

Notary Public for South Carolina
My Commission Expires: July 3, 2023.