

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Horry County

RECEIVED

Honorable J. Cordell Maddox, Circuit Court Judge

MAY 18 2018

S.C. SUPREME COURT

TIMMY J. ROGERS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2017-002100

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

Counsel for Timmy J. Rogers respectfully requests a **final thirty (30) day extension, until June 18, 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 Timmy J. Rogers 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.

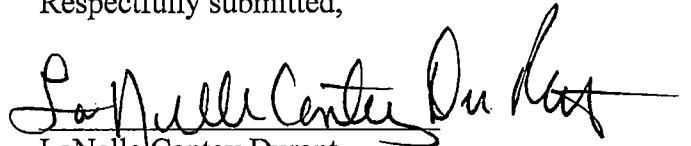
3. Counsel filed the petition for rehearing in the case of The State v. Antwan J. Jett with the Court of Appeals on May 4, 2018. Counsel filed the brief of petitioner in the case of Michael Ray Elders v. The State with the Court of Appeals on May 3, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Karlin Ramon Foster v. The State with the Supreme Court on May 2, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Curtis Tyner v. The State with the Supreme Court on April 26, 2018. Counsel filed the brief of petitioner in the case of The State v. Wayland Purnell with the Supreme Court on April 25, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Nathan D. Martinez with the Court of Appeals on April 18, 2018. Counsel filed the brief of respondent in the case of The State v. Eric Terrell Spears with the Supreme Court on April 12, 2018. 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.

4. Counsel makes this request in good faith and not for purpose of delay.

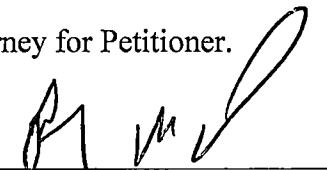
5. Counsel for the Attorney General's office consents to this request as shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until June 18, 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,

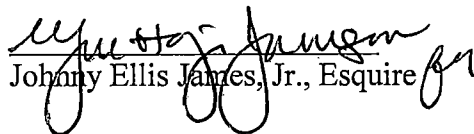

LaNelle Cantey Durant
Appellate Defender

Attorney for Petitioner.


Robert M. Dudek
Chief Appellate Defender

This 18th day of May, 2018

I consent:


Johnny Ellis James, Jr., Esquire