

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Anderson County

Honorable R. Scott Sprouse, Circuit Court Judge

ORIGINAL

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MAY 18 2018

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MICHAEL DARREN DUNCAN,

APPELLANT

APPELLATE CASE NO. 2017-001252

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Michael Darren Duncan respectfully requests an extension of thirty (30) days in which to file the Initial Brief of Appellant and Designation of Matter 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 initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Michael Darren Duncan respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

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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.

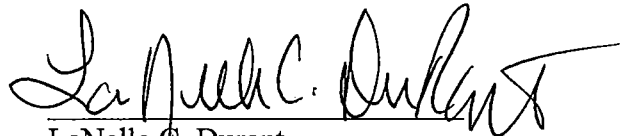
3. Counsel filed the petition for rehearing in the case of The State v. Antwan J. Jett with the Court of Appeals on May 4, 2018. Counsel filed the brief of petitioner in the case of Michael Ray Elders v. The State with the Court of Appeals on May 3, 2018. Counsel filed the petition for writ of certiorari 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 shown by signature below.

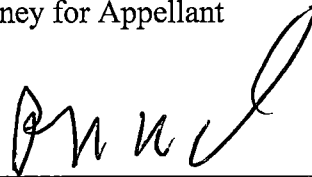
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a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

Respectfully submitted,



LaNelle C. Durant
Appellate Defender

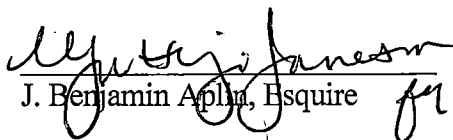
Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender

This 18th day of May, 2018.

I consent:



J. Benjamin Applin, Esquire