

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Greenville County

Honorable G. Thomas Cooper, Circuit Court Judge

ORIGINAL

THE STATE,

RESPONDENT,

v.

JOHN ANTHONY DUCKETT,

RECEIVED

JUN 01 2018

APPELLANT

80 Court of Appeals

APPELLATE CASE NO. 2017-002189

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

Counsel for John Anthony Duckett 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 John Anthony Duckett 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.

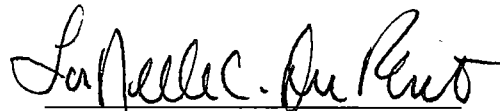
3. Counsel filed the brief of petitioner in the case of Robert Henry Osbey v. The State with the Supreme Court on May 31, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Jimmy Larry Gilstrap with the Court of Appeals on May 30, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals and the accompanying appendix in the case of The State v. Justin Jermaine Johnson with the Supreme Court on May 23, 2018. 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.

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.

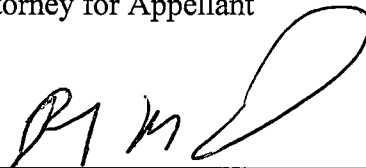
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a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

Respectfully submitted,



LaNelle C. Durant
Appellate Defender

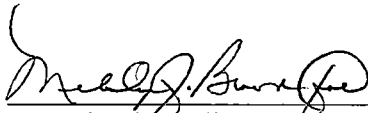
Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender

This 1st day of June, 2018.

I consent:



J. Benjamin Aplin, Esquire