

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Anderson County

Honorable R. Scott Sprouse, Circuit Court Judge

ORIGINAL

RECEIVED

JUN 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 a **fourth and final extension of thirty (30) days, until July 18, 2018**, 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 fourth 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 three 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 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.

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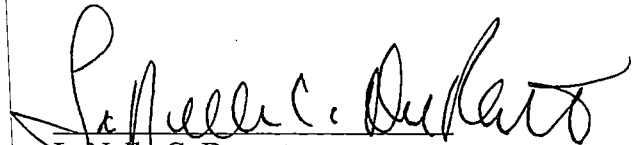
3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Timmy Rogers v. The State with the Supreme Court on June 12, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Alonzo Columbus Jeter v. The State with the Supreme Court on June 6, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of John Edward Hunsucker v. The State with the Supreme Court on June 5, 2018. 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.

4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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

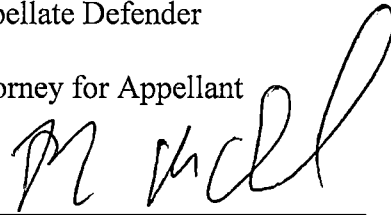
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until July 18, 2018**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

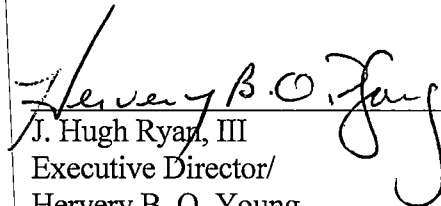


LaNella C. Durant
Appellate Defender

Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervery B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

This 18th day of June, 2018.

I consent:


J. Benjamin Aplin, Esquire