

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Sumter County
D. Craig Brown, Circuit Court Judge

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S.C. SUPREME COURT

DERRICK DARBY,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2017-002381

PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI AND
ACCOMPANYING APPENDIX

The undersigned counsel respectfully requests a **final thirty day extension, until August 1, 2018**, in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.

2. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Gregory Dash with the Court of Appeals on June 29, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Lewis Garvin v. The State with this Court on June 22, 2018. Counsel had an oral argument in the case of The State v. Donte Brown

with this Court on June 12, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Rohaime Hopkins with the Court of Appeals on June 8, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. James Williams with the Court of Appeals on June 4, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Angel Sanchez with the Court of Appeals on June 1, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Jimmy Kanipe with the Court of Appeals on May 31, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jerry Scantling v. The State with this Court on May 29, 2018. Counsel had an oral argument in the case of The State v. Tashon Earl Hurell with the Court of Appeals on May 22, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Traevis Mingo with the Court of Appeals on May 18, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Rose v. The State with this Court on May 18, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Atraus Dorrell Styles with the Court of Appeals on May 15, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Justin Jamal Warner with the Court of Appeals on May 9, 2018. Counsel had an oral argument in the case of The State v. James Cross with this Court on May 3, 2018. **Counsel has extensive administrative duties as the Chief Appellate Defender, including administrative and Appellate Project oversight, and training two less experienced appellate defenders.**

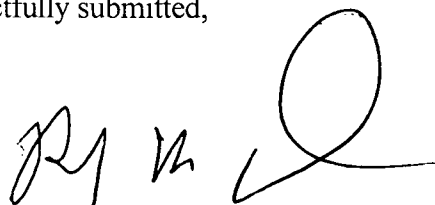
3. As indicated by her consent below, counsel for the state does not oppose this request.

4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will

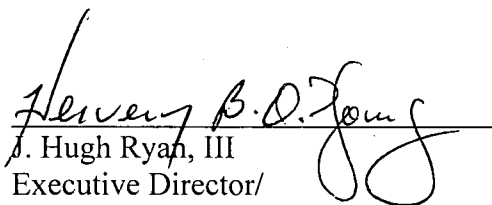
hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until August 1, 2018**, in which to file the petition for writ of certiorari and accompanying appendix. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



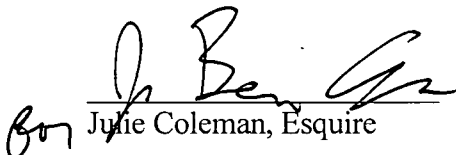
Robert M. Dudek
Chief Appellate Defender



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

July 2, 2018

I do not oppose:



Julie Coleman, Esquire