

303 ATB due 6/29/18

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Spartanburg County
Grace Gilchrist Knie, Circuit Court Judge

ORIGINAL
RECEIVED
JUN 29 2018
SC Court of Appeals

THE STATE,

RESPONDENT,

v.

NORMAN LANCE GARNER,

APPELLANT

APPELLATE CASE NO. 2017-002268

**PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.
2. Counsel filed the petition for rehearing in the case of State v. Josie Jones in the Court of Appeals on June 28, 2018. Counsel presented at a CLE entitled "Ethical Considerations For Contract Counsel" sponsored by the South Carolina Commission on Indigent Defense in



Columbia, SC, on June 22, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Sydney Stclair Moorer in the Court of Appeals on June 22, 2018. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Marqual Griffin in the Court of Appeals on June 13, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Robert Miller, III in the Court of Appeals on June 6, 2018. Counsel filed the brief of petitioner in the case of Eric Darien v. State in the Supreme Court on June 6, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Randal William Benton v. State in the Supreme court on June 1, 2018. On May 29, 2018, counsel represented Luzenski Cottrell, a potential witness, at a post-conviction relief hearing in Marion, S.C. Counsel filed the petition for rehearing in the case of State v. Rodney Green in the Court of Appeals on May 24, 2018. Counsel filed the brief of petitioner in the case of State v. Michael Tompai in the Supreme Court on May 21, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Johnny Lee Burton in the Court of Appeals on May 16, 2018. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Naijuwan Chisolm in the Court of Appeals on May 14, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Emory Roberts in the Court of Appeals on May 4, 2018.

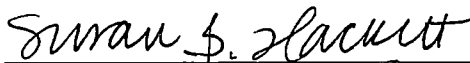
3. This request is made in good faith, and not for purposes of delay.

4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

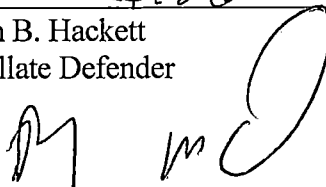
WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in this case. Counsel requests

that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



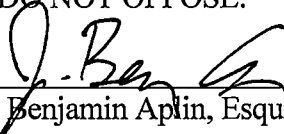
Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

June 29, 2018

I DO NOT OPPOSE:



J. Benjamin Aplin, Esquire