

3rd AFB Jul 7/2/18

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Pickens County
Honorable Edward W. Miller, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

LUTHER BRIAN MARCUS (2),

APPELLANT

APPELLATE CASE NO. 2017-002623

RECEIVED

JUL 02 2018

SC Court of Appeals

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

The undersigned counsel respectfully requests 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 extraordinary circumstances:

1. The Initial Brief of Appellant and Designation of Matter in this case are due to be served and filed today.

2. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Derrick Eugene Velasquez v. The State with the Supreme Court on June 28, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Davontay Darrell Henson v. The State with the Supreme Court on June 13, 2018. Counsel filed

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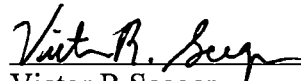
the Petition for Writ of Certiorari and accompanying appendix in the case of Brian Delonte Spann v. The State with the Supreme Court on May 29, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of James Murphy, II v. The State with the Supreme Court on May 29, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Anatavius Gadsden v. The State with the Supreme Court on May 18, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Ashley Eugene Moore v. The State with the Supreme Court on May 8, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Claudius Adrian Williams v. The State with the Supreme Court on April 23, 2018.

3. 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.

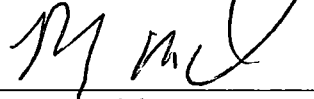
4. As indicated by the counsel below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully 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,



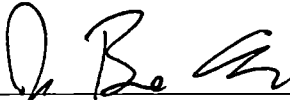
Victor R Seeger
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 2nd day of July, 2018.

I do not oppose:



J. Benjamin Aplin, Esquire