

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Berkeley County

Kristi L. Harrington, Circuit Court Judge

RECEIVED
JUL 11 2018
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

CANDICE BAIRD,

APPELLANT

APPELLATE CASE NO. 2017-002142

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

Counsel for appellant respectfully requests a **fourth and final** extension of thirty (30) days **until August 10, 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 appellant respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions

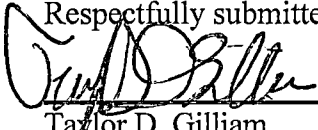
previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.

3. Counsel will file the initial brief of appellant and designation of matter in the case of The State v. David Vincent with this Court on July 5, 2018. Counsel will file the initial brief of appellant and designation of matter in the case of The State v. Charles C. Brown with this Court on July 5, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Michael Couch v. State with the Supreme Court on June 25, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Mitchell Rivers v. State with the Supreme Court on June 18, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Rondell Carter v. State with the Supreme Court on June 11, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Ricky Dale Pace v. State with the Supreme Court on June 11, 2018. Counsel will file the initial brief of appellant and designation of matter in the case of The State v. Shane Isaac Johnson with this Court on June 4, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Victor Weldon v. State with the Supreme Court on May 23, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of William Justice v. State with the Supreme Court on May 14, 2018. Counsel filed the return to motion to substitute counsel in the case of State v. Derrick Lamount Furtick in this Court on May 7, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Victor Jones v. State with the Supreme Court on May 7, 2018.

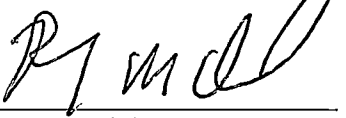
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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 August 10, 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,

Taylor D. Gilliam
Appellate Defender

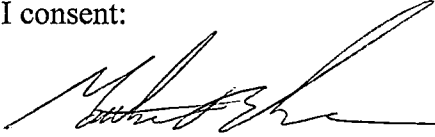
Attorney for Appellant


Robert M. Dudek
Chief Appellate Defender

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

This 11th day of July, 2018.

I consent:


Matthew Buchanan, Esquire



SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

ORIGINAL

<p>1330 Lady Street, Suite 401 Post Office Box 11433 Columbia, South Carolina 29211-1433 Telephone: (803) 734-1343 Facsimile: (803) 734-1345 E-Mail: executive@sccid.sc.gov</p>	<p>Hugh Ryan, Esq., Executive Director Hervery B.O. Young, Deputy Director and General Counsel Lori Frost, Assistant Director</p>
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July 11, 2018

The Honorable Jenny Abbott Kitchings
 Clerk, S.C. Court of Appeals
 Post Office Box 11629
 Columbia, South Carolina 29211

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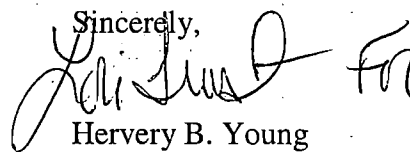
Re: The State v. Candice Baird – Appellate Case No. 2017-002142

Dear Ms. Kitchings:

In absence of Hervery B. O. Young, General Counsel and Deputy Director for the South Carolina Commission on Indigent Defense, J. Hugh Ryan, III, Executive Director of the South Carolina Commission on Indigent Defense, and W. Lawrence Brown, Deputy General Counsel of the South Carolina Commission on Indigent Defense today, and pursuant to instructions from Mr. Young, I ask that you accept this cover letter as an attempt to comply with the Court’s order dated March 18, 2009, in regard the consents required for a motion for an extension.

In the attached motion for an extension of time, Appellate Defender, Taylor D. Gilliam, seeks a thirty day extension of time to file the initial brief of appellant and designation of matter based on his heavy caseload as stated in the motion. That extension also has the approval of Chief Appellate Defender Robert M. Dudek as evidenced by his signature on the extension petition.

Thank you for allowing me to bring this to your attention. If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,


Hervery B. Young
 General Counsel and Deputy Director

HBOY/mpm

J