

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Aiken County  
J. Mark Hayes, Circuit Court Judge

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ORIGINAL  
RECEIVED

AUG 24 2018

S.C. SUPREME COURT

DWAYNE LEE RUDD,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2018-000091

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MOTION FOR AN EXTENSION OF TIME  
IN WHICH TO FILE THE PETITION FOR  
WRIT OF CERTIORARI AND APPENDIX

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Counsel for Dwayne Lee Rudd respectfully requests a **final thirty (30) day extension, until September 24, 2018**, in which to file the Petition for Writ of Certiorari and Appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. In support of this request, counsel shows:

1. The Petition for Writ of Certiorari and Appendix are due to be served and filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Dwayne Lee Rudd 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 filed the initial brief of appellant and designation of matter in the case of The State v. Perry Drake Gilmore, Jr., with the Court of Appeals on August 20, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Darryl L. Drayton v. The State with this Court on August 17, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Darius Barnwell v. The State with this Court on August 15, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of James Whaley v. The State with this Court on July 30, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Phillip A. Bridges v. The State with this Court on July 30, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Alonza Dennis v. The State with this Court on July 23, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Brandon Jenkins v. The State with this Court on July 23, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Donald Scott Robertson with the Court of Appeals on July 20, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Dikeem Dargan v. State with this Court on July 13, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Derrick Eugene Velasquez v. The State with this 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 this Court on June 13, 2018.

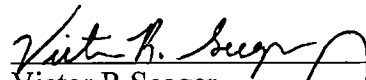
4. Counsel makes this request in good faith and not for purpose of delay.

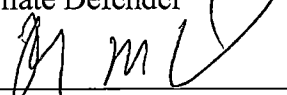
5. Counsel for the Attorney General's office has been informed of this request as shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until September 24, 2018**, in which to file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

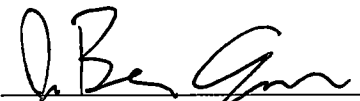
This 24th day of August, 2018.

Respectfully submitted,

  
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Victor R Seeger  
Appellate Defender

  
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Robert M. Dudek  
Chief Appellate Defender

I consent:

  
for Julie Coleman, Esquire