

 ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Sumter County

RECEIVED

R. Ferrell Cothran, Jr., Circuit Court Judge JAN 14 2013

S.C. Supreme Court

GEORGE R. LINDSEY, JR.,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2012-209533

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

The undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.

2. Counsel is preparing to file the record on appeal in the case of State v. Anthony Lounds with the Court of Appeal today, January 14, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Sam Harold Smith with the Court of Appeals on January 10, 2013. Counsel filed the initial brief of

appellant and designation of matter in the case of State v. Keith Gadsden in the Court of Appeals on January 8, 2013. Counsel filed the brief of appellant in the case of State v. Tyrone Whatley in the Court of Appeals on January 8, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Steven Denton v. State in this Court on January 2, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tonnie Baldwin v. State in this Court on December 27, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Quentes S. Wells v. State with this Court on December 21, 2012. Counsel filed the return to petition for writ of certiorari in the case of Ricky Lee Hatcher v. State in this Court on December 20, 2012. Counsel filed the return to petition for writ of certiorari filed the petition for rehearing in the case of State v. Thomas E. Gilliland with the Court of Appeals on December 13, 2012. Counsel filed the petition for writ of certiorari in the case of State v. Thomas Smart (Cert in the COA) in this Court on December 12, 2012. Counsel filed the petition for rehearing in the case of State v. Stevie Lamont Aikens in the Court of Appeals on December 12, 2012. Counsel had two oral arguments in the case of James Robinson v. State and State v. Thomas Michael Smith in the Court of Appeals on December 10, 2012. Counsel filed the record on appeal in the case of State v. Marshall McGaha in the Court of Appeals on December 7, 2012. Counsel filed the record on appeal in the case of State v. Rodriques Carter in the Court of Appeals on December 5, 2012. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. David Pacetti in the Court of Appeals on November 28, 2012. Counsel filed the initial brief of appellant and designation of matter in the case of State v. James Anderson in the Court of Appeals on November 28, 2012. Counsel filed

the record on appeal in the case of State v. Ladorrean Collington in the Court of Appeals on November 28, 2012. Counsel filed the record on appeal in the case of State v. Sasha Gaskins in the Court of Appeals on November 21, 2012. Counsel filed the Anders brief of appellant and the record on appeal in the case of State v. Phillip Rachels in the Court of Appeals on November 20, 2012.

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

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

Respectfully submitted,



Susan B. Hackett
Appellate Defender

January 14, 2013

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CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies the petition in which to file the petition for writ of certiorari and appendix in the above referenced case has been served upon Megan Harrigan, Esquire, Assistant General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Rm. 519, Columbia, SC 29201, this 14th day of January, 2013.

Susan B. Hackett

Susan B. Hackett
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 14th day of January, 2013.

Emily Byers (L.S.)
Notary Public for South Carolina
My Commission Expires: November 16, 2022.