

ORIGINAL

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Greenville County  
Robin B. Stilwell, Circuit Court Judge

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RECEIVED

SEP 17 2018

S.C. SUPREME COURT

CHARLES BENJAMIN PROFFITT, JR.

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2018-000598

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

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Counsel for Charles Benjamin Proffitt respectfully requests an extension of thirty (30) days in which to file the petition for writ of certiorari and accompanying 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 second request for an extension. In support of this request, counsel shows:

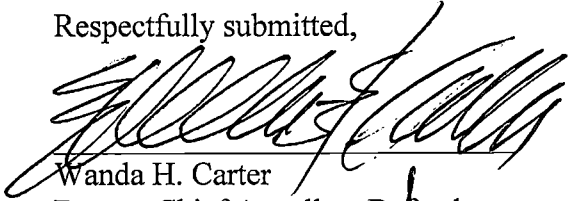
1. The petition for writ of certiorari and accompanying appendix are due to be served and filed with the Court today.
2. Counsel for Charles Benjamin Proffitt respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the return to petition for writ of certiorari in the case of Christopher E. Russell v. State in the Supreme Court on September 6, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Anthony Derone Richardson v. State in the Supreme Court on September 6, 2018. Counsel filed the Anders brief of appellant pursuant to White v. State in the case of Anthony Derone Richardson v. State in the Supreme Court on September 6, 2018. Counsel filed the brief of respondent in the case of Brandon Harley Eaton v. State in the Supreme Court on September 4, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of State v. Major Donnard Dubose III in the Court of Appeals on August 29, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jermaine Cobbs v. State in the Supreme Court on August 17, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Nathaniel McMillian v. State in the Supreme Court on August 17, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Brittany Lewis v. State in the Supreme Court on August 13, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of David Reagan v. State in the Supreme Court on August 6, 2018. Counsel filed the petition for rehearing in the case of State v. Joe Ross Worley in the Court of Appeals on August 1, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kenneth Bell v. State in the Supreme Court on July 30, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Radu Renciu v. State in the Supreme Court on July 23, 2018.

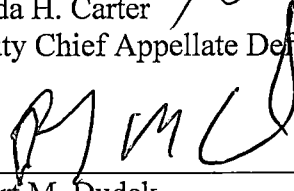
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

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

Respectfully submitted,



Wanda H. Carter  
Deputy Chief Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

This 17<sup>th</sup> day of September, 2018.

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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CHARLES BENJAMIN PROFFITT, JR.

PETITIONER

V.

STATE OF SOUTH CAROLINA,

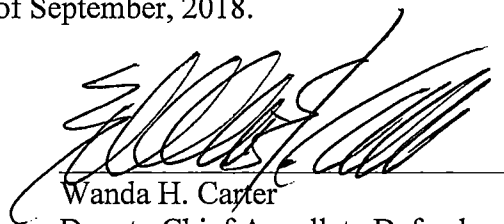
RESPONDENT

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CERTIFICATE OF SERVICE

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I certify that a copy of the Motion for an Extension of Time in which to file the petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon DeShawn H. Mitchell, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 17th day of September, 2018.

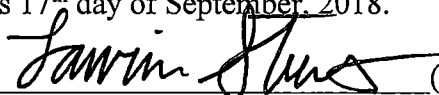


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Wanda H. Carter  
Deputy Chief Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me  
this 17<sup>th</sup> day of September, 2018.

 (L.S.)

Notary Public for South Carolina  
My Commission Expires: July 5, 2027.