

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Horry County  
William H. Seals, Circuit Court Judge

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SEP 17 2018

S.C. SUPREME COURT

TIMOTHY L. FRADY,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2018-000466

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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 Timothy L. Frady 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.

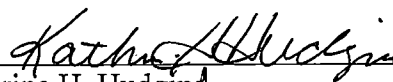
2. Counsel for Timothy L. Frady respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

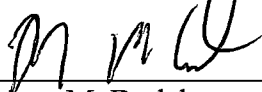
3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Richard F.V. Bowman III v. The State of South Carolina with the Supreme Court on August 29, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Tony Lametrius Leamon with the Court of Appeals on August 28, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Steven Louis Barnes with the Court of Appeals on August 22, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Phillip Antoine Stackhouse with the Court of Appeals on August 17, 2018. Counsel filed the petition for rehearing in the case of The State of South Carolina v. Nathaniel Wright with the Court of Appeals on August 16, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Ralph Joel Burns with the Court of Appeals on July 30, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State of South Carolina v. Terry Williams with the Supreme Court on July 23, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Nathan Good with the Court of Appeals on July 23, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State of South Carolina v. Charles Winston, Jr. with the Supreme Court on July 20, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Tommy McGee with the Court of Appeals on July 17, 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,

  
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Kathrine H. Hudgins  
Appellate Defender

  
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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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Appeal from Horry County  
William H. Seals, Circuit Court Judge

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TIMOTHY L. FRADY,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

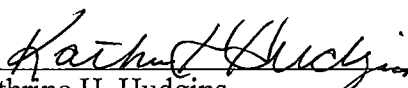
RESPONDENT

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CERTIFICATE OF SERVICE

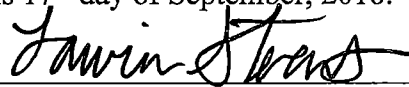
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I certify that a copy of the Motion for an Extension of Time in which to file the petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Johnny Ellis James, Jr., Esquire, at Rembert Dennis Building,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

  
Kathrine H. Hudgins  
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.