

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Greenville County
Honorable Letitia H. Verdin, Circuit Court Judge

RECEIVED

SEP 17 2018

DOMINIQUE J. SHUMATE,

S.C. SUPREME COURT

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2018-000963

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

Counsel for petitioner respectfully requests an extension of thirty (30) days 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 second request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix were due to be served and filed with the Court today.
2. Counsel for petitioner 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.

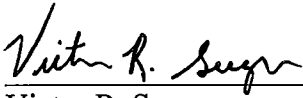
3. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Shonathan M. Jeter v. The State with this Court on September 5, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Luther Brian Marcus with the Court of Appeals on August 31, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Luther Brian Marcus (2) with the Court of Appeals on August 31, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Pepper Rose Rathburn with the Court of Appeals on August 29, 2018. 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.

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.

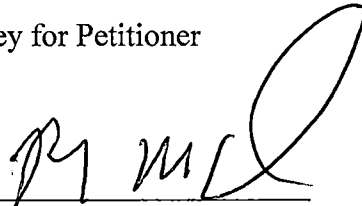
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling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

Respectfully submitted,



Victor R. Seeger
Appellate Defender

Attorney for Petitioner



Robert M. Dudek
Chief Appellate Defender

This 17th day of September, 2018

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Greenville County
Honorable Letitia H. Verdin, Circuit Court Judge

DOMINIQUE J. SHUMATE,

PETITIONER,

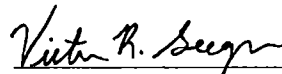
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

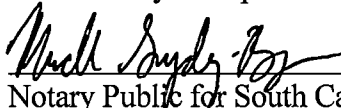
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon DeShawn H. Mitchell, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 17th day of September, 2018.



Victor R. Seeger
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME
this 17th day of September, 2018.

 (L.S.)
Notary Public for South Carolina
My Commission Expires: July 26, 2028.