

ORIGINAL

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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SEP 17 2018

SC Court of Appeals

\_\_\_\_\_  
Appeal from Pickens County  
Letitia H. Verdin, Circuit Court Judge  
\_\_\_\_\_

THE STATE,

RESPONDENT,

v.

JOHN WILLIAM MCCARTY,

APPELLANT

APPELLATE CASE NO. 2017-002377  
\_\_\_\_\_

**PETITION FOR EXTENSION TO FILE  
INITIAL BRIEF OF APPELLANT AND  
DESIGNATION OF MATTER**  
\_\_\_\_\_

The undersigned counsel would respectfully request a **final thirty-day extension until October 17, 2018** in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by three prior orders of this Court.
2. Counsel filed the initial brief of appellant in the case of Joshua K. Cramer v. State in the Court of Appeals on September 4, 2018. Counsel filed the Johnson petition for writ of

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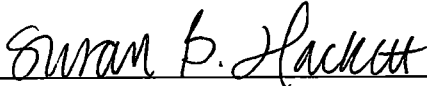
certiorari and accompanying appendix in the case of William Lamont Seabrook v. State in the Supreme Court on August 29, 2018. Counsel filed the return to the state's petition for rehearing in the case of Benjamin Cervantes Hernandez v. State in the Court of Appeals on August 8, 2018. Counsel filed the petition for rehearing in the case of Benjamin Cervantes Hernandez v. State in the Court of Appeals on August 6, 2018. Counsel filed the initial reply brief of appellant in the case of Thomas Robert Shewtzuk v. State in the Court of Appeals on August 2, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Elijah Hudson v. State in the Supreme Court on August 1, 2018. Counsel filed the Anders brief of appellant and Record on Appeal in the case of State v. Norman Lance Garner in the Court of Appeals on July 30, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Rodney R. Green in the Supreme Court on July 23, 2018.

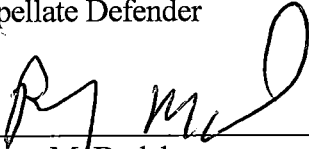
3. This request is made in good faith, and not for purposes of delay.

4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

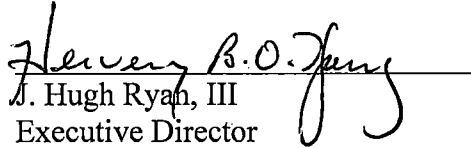
WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension until October 17, 2018** in which to file the initial brief of appellant and designation of matter in this case. Counsel requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

  
\_\_\_\_\_  
Susan B. Hackett  
Appellate Defender

  
\_\_\_\_\_  
Robert M. Dudek

Chief Appellate Defender

  
\_\_\_\_\_

J. Hugh Ryan, III

Executive Director

Hervery B. O. Young

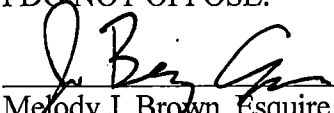
Deputy Director and General Counsel/

W. Lawrence Brown

Deputy General Counsel and Training Director

September 17, 2018

I DO NOT OPPOSE:

  
\_\_\_\_\_

Melody J. Brown, Esquire