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S.C. SUPREME COURT
ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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

EDDIE BALLENGER,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2018-001002

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

Counsel for Eddie Ballenger 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 Eddie Ballenger 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.

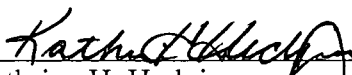
3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Joseph D. Hilton v. The State of South Carolina with the Supreme Court on September 21, 2018. Counsel filed the brief of petitioner in the case of Demetrius D. Smalls v. The State of South Carolina with the Supreme Court on September 21, 2018. Counsel had an oral argument in the case of The State of South Carolina v. Marshall Hill before the Court of Appeals on September 19, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Marcus C. McFadden with the Court of Appeals on September 19, 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. Maurice A. Odom with the Supreme Court on September 17, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Maurice Demon Mitchell with the Court of Appeals on September 17, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Guadalupe Guzman Morales with the Court of Appeals on September 17, 2018. 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.

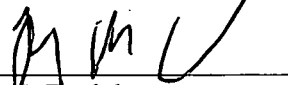
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

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,



Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 4th day of October, 2018.

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IN THE SUPREME COURT

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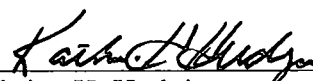
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STATE OF SOUTH CAROLINA,

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CERTIFICATE OF SERVICE

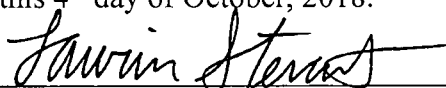
I certify that a copy of the Motion for an Extension of Time in which to file the petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon DeShawn H. Mitchell, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 4th day of October, 2018.



Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 4th day of October, 2018.

 (L.S.)

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