

3rd AFB due 10/5/18

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Union County
Lee S. Alford, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

TYRONE DEANGELO FLEMING,

APPELLANT

APPELLATE CASE NO. 2018-000727

RECEIVED

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

OCT 05 2018
SC Court of Appeals

The undersigned counsel respectfully requests a thirty day extension 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 extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. Counsel filed the Anders brief of appellant and designation of matter in the case of State v. Muttaqin Fatir Abdullah with the Court of Appeals on October 5, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Forrest Nelson, Jr. v. The State with the Supreme Court on September 28, 2018. Counsel filed the Anders brief of appellant pursuant to White v. State in the case of Cary Glenn Ryals v. State with the Supreme Court on

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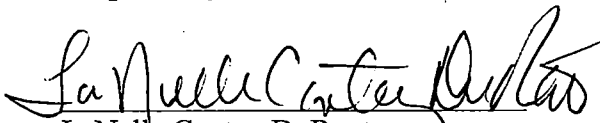
September 24, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix and supplemental appendix in the case of Cary Glenn Ryals v. State with the Supreme Court on September 24, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Ronald Edward Gooden v. The State with the Supreme Court on September 17, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Michael Duran Watson v. The State with the Supreme Court on August 31, 2018. Counsel filed the petition for writ of certiorari and Johnson petition for writ of certiorari pursuant to Austin v. State along with the accompanying appendix in the case of Deshaun A. Drafts v. The State with the Supreme Court on August 24, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Marcus Antonio Mack with the Court of Appeals on August 17, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Charles P. Blackwell v. The State with the Supreme Court on August 9, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kashaun Banks v. The State with the Supreme Court on August 8, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of David Scott Mooney v. The State with the Supreme Court on August 6, 2018.

3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

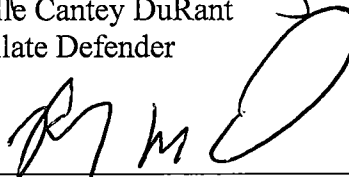
4. As indicated by the counsel below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,




LaNelle Cantey DuRant
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 5th day of October, 2018.

I do not oppose:


J. Benjamin Aplin, Esquire