

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Horry County
Steven H. John, Circuit Court Judge

RECEIVED

OCT 17 2018

S.C. SUPREME COURT

BILLY L. ALFORD,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2018-000731

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

Counsel for Billy Leon Alford 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 are due to be served and filed with the Court today.

2. Counsel for Billy Leon Alford 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. On September 24 – 26, 2018, counsel attended the Public Defender Convention in Myrtle Beach, South Carolina. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Dwayne Lee Rudd v. The State with this Court on September 21, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Michael Browning v. The State with this Court on September 21, 2018. 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.

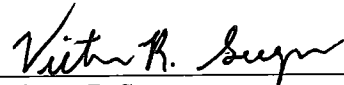
4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office has been informed of this request.

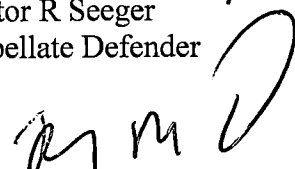
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the Petition for Writ of Certiorari and Appendix in this case based

upon the above exigent circumstances. Counsel requests that time limits for filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Victor R Seeger
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 17th day of October, 2018.

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Horry County
Steven H. John, Circuit Court Judge

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S.C. SUPREME COURT

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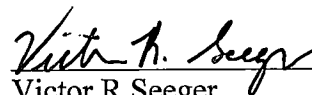
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

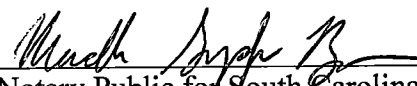
I certify that a copy of the Motion for an Extension of Time in which to file the Petition for Writ of Certiorari and Appendix in the above referenced case has been served upon Johnny Ellis James, Jr., Esquire, at the Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 17th day of October, 2018.



Victor R Seeger
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 17th day of October, 2018.

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