

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Anderson County

R. Lawton McIntosh, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JOHN JOSEPH HART,

APPELLANT

APPELLATE CASE NO. 2018-000827

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

RECEIVED
OCT 17 2018
SC Court of Appeals

Counsel for appellant respectfully requests an extension of thirty (30) days, **until November 16, 2018**, in which to file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. In support of this request, counsel shows:

1. The initial brief of appellant and designation of matter are due to be filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel filed the petition for writ of certiorari and appendix in the case of Anthony Wilson v. State with the Supreme Court on October 15, 2018. Counsel filed the petition



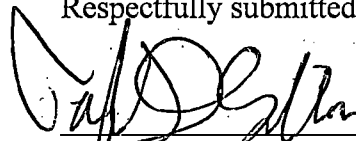
for writ of certiorari and appendix in the case of Andre Green v. State with the Supreme Court on October 10, 2018. Counsel filed the reply to return in the case of William Justice v. State with the Supreme Court on October 8, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Mack Washington v. State with the Supreme Court on September 21, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Mokeia Hammond v. State with the Supreme Court on September 17, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Darryl Mungin v. State with the Supreme Court on September 7, 2018. Counsel filed the brief of appellant pursuant to White v. State in the case of Darryl Mungin v. The State with the Supreme Court on September 7, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Gerald Edwards v. State with the Supreme Court on September 5, 2018. Counsel filed the brief of appellant pursuant to White v. State in the case of Gerald Edwards v. The State with the Supreme Court on September 5, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Timothy Schaefer with the Court of Appeals on September 5, 2018. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Rasheed Daevon McEachern in the Court of Appeals on September 5, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Untonyo Johnson with the Court of Appeals on August 29, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of James Sherfield v. State with the Supreme Court on August 22, 2018.

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

4. Undersigned counsel has spoken with Matthew Buchanan, Esquire of the South Carolina Department of Probation, Parole and Pardon services whom has kindly consented to this extension request.

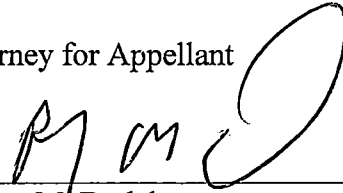
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, until **November 16, 2018**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Taylor Gilliam
Appellate Defender

Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender

This 17th day of October, 2018.

cc: Matthew Buchanan, Esquire