

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Greenville County  
Robin B. Stilwell, Circuit Court Judge

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JAMES EDDIE BAILEY,

ORIGINAL  
RECEIVED  
OCT 26 2018  
S.C. SUPREME COURT  
PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2018-000601

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

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Counsel for James Eddie Bailey respectfully requests a **final thirty (30) day extension, until November 26, 2018**, 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 third 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. The Court has granted counsel two previous extensions.
2. Counsel for James Eddie Bailey 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 to the Court of Appeals and accompanying appendix in the case of The State of South Carolina v. Nathaniel Wright with the Supreme Court on October 22, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Margaret M. Driggers v. The State of South Carolina with the Supreme Court on October 19, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of In the interest of B.L.P., a juvenile under the age of seventeen, appellant with the Court of Appeals on October 17, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Bradford Hester Williams with the Court of Appeals on October 10, 2018. Counsel filed the initial reply brief in the case of The State of South Carolina v. Tommy McGee with the Court of Appeals on October 5, 2018. Counsel had an oral argument in the case of The State of South Carolina v. James Patterson before the Court of Appeals on October 3, 2018. 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.

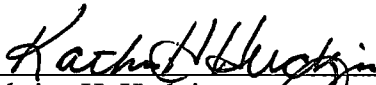
4. Counsel makes this request in good faith and not for purpose of delay.


5. Counsel for the Attorney General's office has been informed of this request as shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until November 26, 2018**, 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 be held in abeyance pending a ruling on this motion.

This 26th day of October, 2018.

Respectfully submitted,

  
Kathrine H. Hudgins  
Appellate Defender

  
Robert M. Dudek  
Chief Appellate Defender

I consent:

  
for DeShawn H. Mitchell, Esquire