

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Aiken County
R. Scott Sprouse, Circuit Court Judge

ORIGINAL

LEON M. DAVIS,

PETITIONER

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2018-001283

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

Counsel for Leon M. Davis 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 Leon M. Davis 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.

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3. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Henry Kevin Grant with the Court of Appeals on November 7, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Christopher Gene Martin v. The State of South Carolina with the Supreme Court on November 5, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Anthony Jerome Heyward v. The State of South Carolina with the Supreme Court on November 2, 2018. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. James Lamont Arthur with the Court of Appeals on October 29, 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. 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

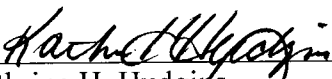
Court on September 21, 2018. Counsel had an oral argument in the case of The State of South Carolina v. Marshall Hill before the Court of Appeals on September 19, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Marcus C. McFadden 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.

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

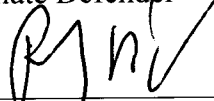
5. Counsel for the Attorney General's office has been informed of this request and consented in advance, on Friday, November 9, 2018, to this extension request.

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 14th day of November, 2018.

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IN THE SUPREME COURT

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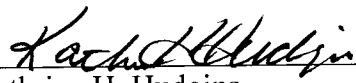
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

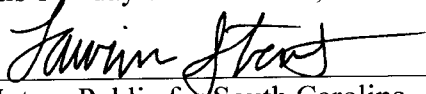
I certify that a copy of the Motion for an Extension of Time in which to file the petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Megan Harrigan Jameson, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 14th day of November, 2018.



Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 14th day of November, 2018.



(L.S.)
Notary Public for South Carolina
My Commission Expires: July 5, 2027.