

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Laurens County

Honorable J. Mark Hayes, Circuit Court Judge

TIMOTHY EARL BEHELER,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2018-000892

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

Counsel for appellant 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 appellant 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.

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S.C. SUPREME COURT

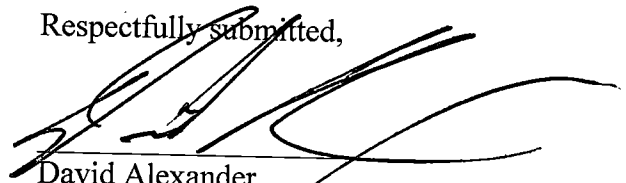
3. Counsel filed the brief of appellant in the case of The State v. Jamal Marquis Daniels with the Court of Appeals on November 19, 2018. Counsel filed the initial brief of petitioner in the case of The State v. Gerald Williams with this Court on November 16, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Derrick Porter with the Court of Appeals on November 14, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Chadwick Cribb v. The State with this Court on November 9, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Quadrik Willis with the Court of Appeals on November 7, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Michael Wilson v. The State with this Court on November 5, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Tyrone Robinson with the Court of Appeals on November 2, 2018. Counsel filed the brief of petitioner in the case of Antrell Rashawn Felder v. The State with this Court on October 24, 2018. Counsel filed the initial brief of respondent and designation of matter in the case of The State v. Bruce Stanley Jones with the Court of Appeals on October 19, 2018. Counsel had an oral argument in the case of The State v. Jimmy Turner before this Court on October 17, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Kenneth Collins with the Court of Appeals on October 9, 2018. Counsel had an oral argument in the case of The State v. Robin Herndon with the Court of Appeals on October 9, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Leon Barksdale with the Court of Appeals on October 8, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Travis Napoleon Davis v. The State with this Court on October 8, 2018. Counsel attended the state Public Defender Convention in Myrtle Beach, South Carolina on September 24, 2018. Counsel filed the petition for writ of certiorari and

accompanying appendix in the case of Keiron Coleman v. The State with this Court on September 21, 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.

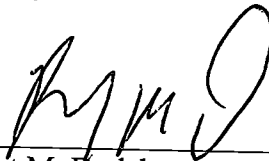
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



David Alexander
Appellate Defender

Attorney for Petitioner



Robert M. Dudek
Chief Appellate Defender

This 21st day of November, 2018

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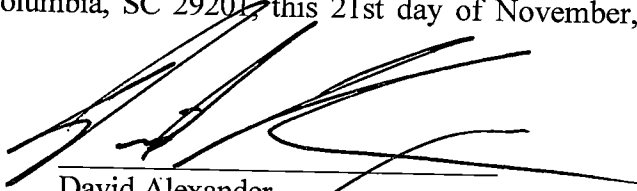
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CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Janell Gregory, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 21st day of November, 2018.



David Alexander
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this
21st day of November, 2018.

Courtney Powers (L.S.)

Notary Public for South Carolina
My Commission Expires: May 2, 2027.