

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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

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BRIAN Z. MORTON,

V.

STATE OF SOUTH CAROLINA,

S.C. SUPREME COURT  
PETITIONER,

RESPONDENT

APPELLATE CASE NO. 2018-001205

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**PETITION FOR EXTENSION TO FILE  
PETITION FOR WRIT OF CERTIORARI  
AND APPENDIX**

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The undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel was a guest speaker at the Public Defense 101: Fundamentals of the Profession 101 seminar on November 19, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Shawn Reaves v. State in the Supreme Court on November 14, 2018. Counsel filed the reply brief of petitioner in the case of Erin Darien v. State

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in the Supreme Court on November 9, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of David Penn v. State in the Supreme Court on November 1, 2018. Counsel filed the Motion to Dismiss as Moot in the case of State v. Jamie Simpson in the Court of Appeals on October 26, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Corey Sparkman in the Court of Appeals on October 25, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Marquis Robinson v. State in the Supreme Court on October 22, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. John William McCarty in the Court of Appeals on October 17, 2018. Counsel filed the return to petition for writ of certiorari in the case of State v. Steven Otts in the Supreme Court on October 12, 2018. Counsel filed a petition for rehearing in the case of State v. Benjamin Cervantes Hernandez in the Court of Appeals on October 8, 2018. Counsel attended a PCR hearing at the Charleston County Courthouse in the case of Alan L. Burns v. State of South Carolina on October 5, 2018. Counsel filed the brief of petitioner in the case of William McCladdie v. State in the Court of Appeals on October 4, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Richard Todd Culberson v. State in the Supreme Court on October 1, 2018. Counsel attended the 2018 Annual Public Defender Conference from September 23 through September 26, 2018 in Myrtle Beach, S.C. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Marvin Xavier Porcher v. State in the Supreme Court on September 21, 2018. This request is made in good faith, and not for purposes of delay.

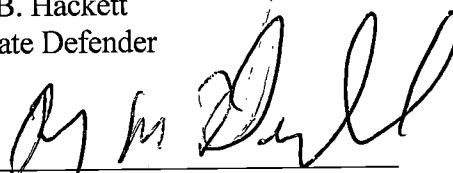
WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the

time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Susan B. Hackett  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

November 21, 2018

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IN THE SUPREME COURT

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CERTIFICATE OF SERVICE  
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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 Megan H. Jameson, Esquire, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 21<sup>st</sup> day of November, 2018.

*Susan B. Hackett*  
Susan B. Hackett  
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me  
this 21<sup>st</sup> day of November, 2018.

*Marcy* (L.S.)  
Notary Public for South Carolina  
My Commission Expires: May 12, 2027.