

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County

Roger L. Couch, Circuit Court Judge

ORIGINAL

THE STATE,

v.

JOSEPH CHAPPELL,

RESPONDENT,

RECEIVED

DEC 05 2018

SC Court of Appeals

APPELLANT

APPELLATE CASE NO. 2018-000716

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

Counsel for appellant respectfully requests a **fourth and final** extension of thirty (30) days **until January 4, 2019**, 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 fourth 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 three previous extensions.
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

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previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Kraig Anderson with the Court of Appeals on December 3, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Kristy Rich v. State with the Supreme Court today, November 26, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Devin Sims v. State with the Supreme Court today, November 26, 2018. Counsel filed the petition for rehearing in the case of The State v. Dajlia Torbit with the Court of Appeals on November 21, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Efrain Rivera v. State with the Supreme Court on November 21, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Sasha Thomas v. State with the Supreme Court on November 20, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Alexander Matthews with the Court of Appeals on November 16, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Anthony Wilson v. State with the Supreme Court on November 14, 2018. Counsel had an oral argument in The State v. Ontario Makins before the Court of Appeals on November 7, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in Samuel Alexander v. The State with the Supreme Court on October 22, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Bill Booker v. State with the Supreme Court on October 19, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Boyd Rowe 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.

4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

5. Counsel for the Attorney General's office consents to this request shown by signature below.

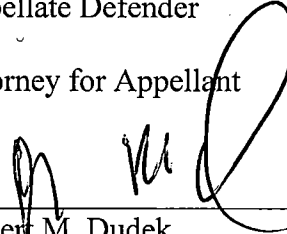
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until January 4, 2019** in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

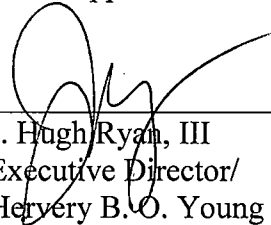


Taylor D. Gilliam
Appellate Defender

Attorney for Appellant



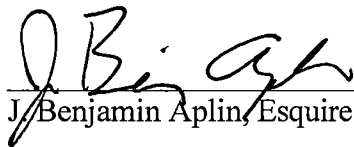
Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervey B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

This 5th day of December, 2018.

I consent:



J. Benjamin Aplin, Esquire