

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Richland County

Honorable G. Thomas Cooper, Circuit Court Judge

DARNELL KHAN,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2018-001282

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

Counsel for Darnell Khan respectfully requests a **final thirty (30) day extension, until January 14, 2019**, 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 filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Darnell Khan 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
PETITIONER,

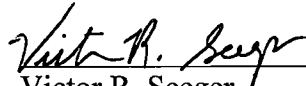
3. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Orin Jerrell Kemp with the Court of Appeals on December 7, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Richard Lanard Sprinkle Mavins v. The State with this Court on December 5, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Sean L. Stroman with the Court of Appeals on November 26, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Joseph Goodrich with the Court of Appeals on November 21, 2018. Counsel filed the Petition for Writ of Certiorari and the accompanying appendix in the case of Timothy Johnson v. The State with this Court on November 19, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Dominique J. Shumate v. The State with this Court on November 14, 2018. Counsel filed the Petition for Writ of Certiorari and accompanying appendix in the case of Edward L. Morris 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. Nelson Sentelle Cook with the Court of Appeals on October 31, 2018. Counsel filed the Petition for Writ of Certiorari with the appendix in the case of Larry James Tyler v. The State with the Court of Appeals on October 31, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Kevin McDaniels with the Court of Appeals on October 23, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Rusty Antron Jones with the Court of Appeals on October 17, 2018. On September 24 – 26, 2018, counsel attended the Public Defender Convention in Myrtle Beach, South Carolina

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

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

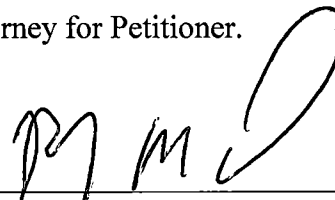
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until January 14, 2019**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Victor R. Seeger
Appellate Defender


Attorney for Petitioner.



Robert M. Dudek
Chief Appellate Defender

This 14th day of December, 2018.

I consent:


for _____
Lindsey McCallister, Esquire