

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Richland County  
Jocelyn J. Newman, Circuit Court Judge

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THE STATE,

v.

DARIUS WALKER,

RESPONDENT,

APPELLANT

APPELLATE CASE NO. 2017-002559

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

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Counsel for Darius Walker respectfully requests a **fourth and final** extension of thirty days **until January 16, 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 Darius Walker 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 her caseload, counsel hopes that no further extension requests will be required.

3. Counsel has completed a substantial amount of work on this case and hopes to file the initial brief of appellant in the very near future.

4. On December 11, 2018, counsel filed a petition for writ of certiorari and accompanying appendix in David Aldean Dickerson v. The State with the Supreme Court. On December 6, 2018, counsel filed a petition for writ of certiorari and accompanying appendix in Dominque Agurs v. The State with the Supreme Court. On November 30, 2018, counsel was a guest speaker during the breakout session at the Presenting Cases to the Appellate Courts continuing legal education seminar. On November 26, 2018, counsel filed the petition for writ of certiorari and accompanying appendix in Leon Simmons v. The State with the Supreme Court. On November 16, 2018, counsel filed the petition for writ of certiorari and accompany appendix in Gene Tony Cooper v. The State with the Supreme Court. On November 2, 2018, counsel filed the brief of petitioner in Timothy Allen Lemacks v. The State with the Court of Appeals. On October 31, 2018, counsel filed the Anders brief of appellant and record on appeal in The State v. Tony Nevail Myers with the Court of Appeals. On October 9, 2018, counsel had an oral argument in The State v. Felix Kotowski before the Court of Appeals. On October 4, 2018, counsel filed the initial brief of appellant and designation of Matter in The State v. Colette Adriane Collins with the Court of Appeals. On October 1, 2018, counsel testified by telephone in the post-conviction relief case of Jonathan Brown v. The State before the circuit court.

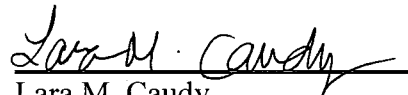
5. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that her

caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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

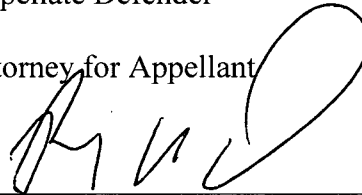
WHEREFORE, the undersigned counsel would respectfully request **a fourth and final thirty day extension until January 16, 2019**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

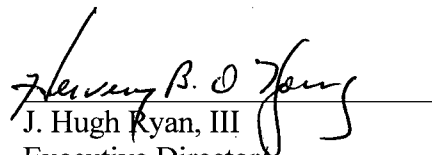


Lara M. Caudy  
Appellate Defender

Attorney for Appellant



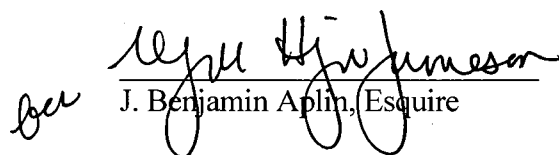
Robert M. Dudek  
Chief Appellate Defender



J. Hugh Ryan, III  
Executive Director/  
Hervey B.O. Young  
General Counsel

This 17th day of December, 2017.

I consent:



J. Benjamin Applin, Esquire