

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

ORIGINAL

\_\_\_\_\_  
Certiorari to Berkeley County

Jean H. Toal, Circuit Court Judge  
\_\_\_\_\_

DAVID LEON STEPHENS,

RECEIVED  
DEC 19 2018  
S.C. SUPREME COURT  
PETITIONER

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2018-001168  
\_\_\_\_\_

PETITION FOR EXTENSION TO FILE  
PETITION FOR WRIT OF CERTIORARI  
AND ACCOMPANYING APPENDIX  
\_\_\_\_\_

The undersigned counsel respectfully requests a thirty-day extension, **until January 18, 2018**, in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

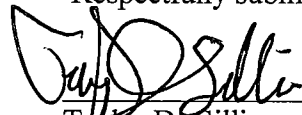
1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. John Hart with the Court of Appeals on December 17, 2018. Counsel filed the petition for writ of certiorari and appendix in the case of Cliston Bellamy v. State with the

Supreme Court on December 12, 2018. 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 on 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 on 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.

3. This request is made in good faith, and not for purposes 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.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



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Taylor D. Gilliam  
Appellate Defender



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Robert M. Dudek  
Chief Appellate Defender

December 19, 2018

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

\_\_\_\_\_  
Certiorari to Berkeley County

Jean H. Toal, Circuit Court Judge  
\_\_\_\_\_

DAVID LEON STEPHENS,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

\_\_\_\_\_  
CERTIFICATE OF SERVICE  
\_\_\_\_\_

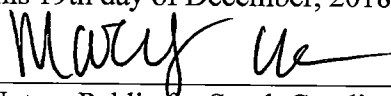
The undersigned attorney hereby certifies that a true copy of the petition for extension to file petition for writ of certiorari and accompanying appendix in the above referenced case has been served upon Megan H. Jameson, Esquire, Office of the Attorney General, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, this 19th day of December, 2018.



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Taylor D. Gilliam  
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me  
this 19th day of December, 2018.

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