

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Laurens County
Honorable J. Mark Hayes, Circuit Court Judge

TIMOTHY EARL BEHELER,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2018-000892

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

ORIGINAL

RECEIVED

DEC 21 2018

S.C. SUPREME COURT

RECEIVED

DEC 21 2018

S.C. SUPREME COURT

Counsel for Timothy Earl Beheler respectfully requests a **final thirty (30) day extension, until January 21, 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. 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 Timothy Earl Beheler 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.

3. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Henry James Fickling, Jr. with the Court of Appeals on December 18, 2018. Counsel filed the petition for writ of certiorari in the case of The State v. Terrance Johnson with this Court on December 18, 2018. Counsel filed the brief of respondent in the case of The State v. Vladimir Pantovich with this Court on December 17, 2018. Counsel filed the petition for writ of certiorari in the case of The State v. Michael Juan Smith with this Court on December 10, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Jimmy Ray Filyaw with the Court of Appels on December 10, 2018. Counsel had an oral argument in the case of The State v. Maurice Marshall Harris before the Court of Appeals on December 5, 2018. Counsel had an oral argument in the case of The State v. Aaron Van Hendrix before the Court of Appeals on December 3, 2018. Counsel had an oral argument in the case of The State v. Maurice Harris before the Court of Appeals on December 5, 2018. On November 30, 2018, Counsel participated in an Appellate Practice Project CLE at the Bar Conference Center in Columbia. Counsel had an oral argument in the case of In The Matter of the Care and Treatment of Daryl T. Snow before this Court on November 29, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Justin Adams with the Court of Appeals on November 26, 2018. Counsel filed the brief of appellant in the case of The State v. Jamal Marquis Daniels with the Court of Appeals on November 19, 2018. Counsel filed the initial brief of petitioner in the case of The State v. Gerald Williams with this Court on November 16, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Derrick Porter with the Court of Appeals on November 14, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Chadwick Cribb v. The State with this Court on November 9, 2018. Counsel filed the initial brief of appellant and designation of matter in the

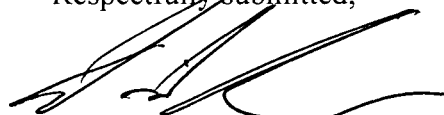
case of The State v. Quadrik Willis with the Court of Appeals on November 7, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Michael Wilson v. The State with this Court on November 5, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Tyrone Robinson with the Court of Appeals on November 2, 2018. Counsel filed the brief of petitioner in the case of Antrell Rashawn Felder v. The State with this Court on October 24, 2018.

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.

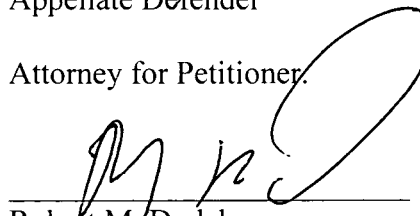
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until January 21, 2019**, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



David Alexander
Appellate Defender


Attorney for Petitioner.



Robert M. Dudek
Chief Appellate Defender

This 21st day of December, 2018.

I consent:


Janell Gregory, Esquire