

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Berkeley County

Kristi L. Harrington, Circuit Court Judge

THE STATE,

RESPONDENT,

v.

LAWRENCE L. KELLEY,

APPELLANT

APPELLATE CASE NO. 2018-000364

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

Counsel for appellant respectfully requests an extension of thirty (30) days, **until February 1, 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 third 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 two previous extensions.
2. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Lavonte Fabor v. State in the Supreme Court on December 28, 2018.

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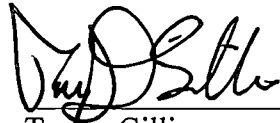
Counsel filed the petition for writ of certiorari and appendix in the case of Christopher Cobb v. State with the Supreme Court on December 21, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. John Hart with the Court of Appeals on December 17, 2018. 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.

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

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

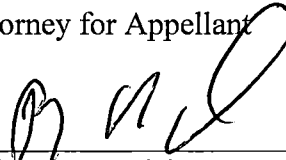
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, until **February 1, 2019**, in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Taylor Gilliam
Appellate Defender

Attorney for Appellant



Robert M. Dudek
Chief Appellate Defender

This 2nd day of January, 2019.

I consent:



J. Benjamin Aplin, Esquire