

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Berkeley County

Kristi Lea Harrington, Circuit Court Judge

ORIGINAL
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FEB 01 2019
SC Court of Appeals

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 a **fourth and final** extension of thirty (30) days **until March 4, 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 appellant 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. Lapris Flowers with this Court today, February 1, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Charles Green v. State with the Supreme Court on January 28, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Demossio Valentine v. State with the Supreme Court on January 18, 2019. Counsel filed the brief of petitioner in the case of Eric Spratt v. The State on January 9, 2019 with this Court. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Joseph Chappell with this Court on January 7, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Lavonte Fabor v. State in the Supreme Court on December 28, 2018. 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 this Court 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 this Court on December 3, 2018.

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

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

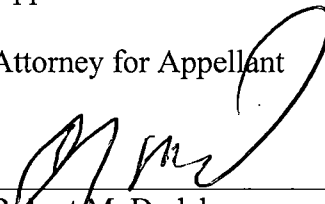
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until March 4, 2019** in which to file the initial brief of appellant and designation of matter in this case based upon the above exigent circumstances.

Respectfully submitted,

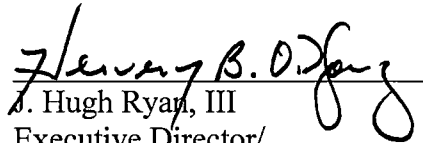


Taylor D. Gilliam
Appellate Defender

Attorney for Appellant



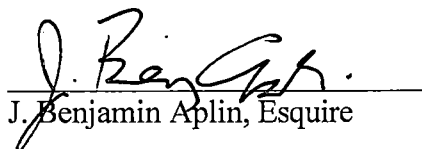
Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervery B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

This 1st day of February, 2019

I consent:



J. Benjamin Aplin, Esquire