

ORIGINAL

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Certiorari to Williamsburg County  
George C. James, Jr., Circuit Court Judge  
\_\_\_\_\_

RECEIVED

JAN 28 2013

SC Court of Appeals

THE STATE,

RESPONDENT,

v.

MARTY BAGGETT,

APPELLANT

Appellate Case No. 2011-204146  
\_\_\_\_\_

**PETITION FOR EXTENSION TO FILE  
INITIAL BRIEF OF APPELLANT AND  
DESIGNATION OF MATTER**  
\_\_\_\_\_

The undersigned counsel would respectfully request a **final thirty-day extension until February 27, 2013**, in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by four prior orders of this Court.
2. Counsel is preparing to file the initial brief of appellant and designation of matter in the case of State v. Alexander L. Hunsberger in this Court today January 28, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the

case of David L. Bacchus v. State in the Supreme Court on January 18, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. David Gerrard Johnson in this Court on January 16, 2013. Counsel filed the record on appeal in the case of State v. Anthony Lounds with this Court on January 14, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Sam Harold Smith with this Court on January 10, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Keith Gadsden in this Court on January 8, 2013. Counsel filed the brief of appellant in the case of State v. Tyrone Whatley in this Court on January 8, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Steven Denton v. State in the Supreme Court on January 2, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tonnie Baldwin v. State in the Supreme Court on December 27, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Quentes S. Wells v. State with the Supreme Court on December 21, 2012. Counsel filed the return to petition for writ of certiorari in the case of Ricky Lee Hatcher v. State in the Supreme Court on December 20, 2012. Counsel filed the return to petition for writ of certiorari filed the petition for rehearing in the case of State v. Thomas E. Gilliland with this Court on December 13, 2012. Counsel filed the petition for writ of certiorari in the case of State v. Thomas Smart (Cert in the COA) in the Supreme Court on December 12, 2012. Counsel filed the petition for rehearing in the case of State v. Stevie Lamont Aikens in this Court on December 12, 2012. Counsel had two oral arguments in the case of James Robinson v. State and State v. Thomas Michael Smith in this Court on December 10, 2012. Counsel filed the record on appeal in the case of State

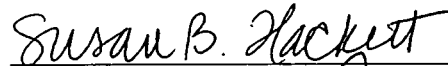
v. Marshall McGaha in this Court on December 7, 2012. Counsel filed the record on appeal in the case of State v. Ródrigues Carter in this Court on December 5, 2012. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. David Pacetti in this Court on November 28, 2012.

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

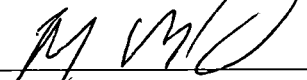
4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension until February 27, 2013**, in which to file the initial brief of appellant and designation of matter in this case. Counsel requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

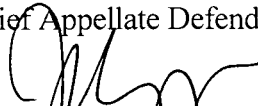
Respectfully submitted,



Susan B. Hackett  
Appellate Defender




Robert M. Dudek  
Chief Appellate Defender



T. Patton Adams, IV  
Executive Director for  
J. Hugh Ryan, III  
General Counsel

January 28, 2013

I DO NOT OPPOSE:

  
Donald J. Zelenka, Esquire