

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County

Robert E. Hood, Circuit Court Judge

ORIGINAL

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MAY 08 2019

RESPONDENT,
SC Court of Appeals

THE STATE,

v.

JAMES ELBERT DANIELS, JR.,

APPELLANT

APPELLATE CASE NO. 2018-001630

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 June 7, 2019** 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 three prior orders of this Court.
2. Counsel had an oral argument in Conway in the case of State v. Steven Ottis before the Supreme Court on April 17, 2019. Counsel had an oral argument in the case of State

v. Jamie Lee Simpson with this Court on April 9, 2019. Counsel appeared in Sumter County on April 3, 2019, to represent Michael Spann at a guilty plea proceeding. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Jason A. West v. State in the Supreme Court on March 28, 2019. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of John Cleveland Jr. v. State in the Supreme Court on March 27, 2019. Counsel filed a petition for writ of certiorari to the Court of Appeals in the case of State v. Carmine James Miranda, III in the Supreme Court on March 22, 2019. Counsel filed a petition for writ of certiorari to the Court of Appeals in the case of State v. Marcus Channing Johnson in the Supreme Court on March 21, 2019. Counsel filed a petition for writ of certiorari and accompanying appendix in the case of Dominic A. Gallman v. State in the Supreme Court on March 19, 2019. Counsel filed a petition for writ of certiorari and accompanying appendix in the case of Nathaniel Bradley v. State in the Supreme Court on March 12, 2019.

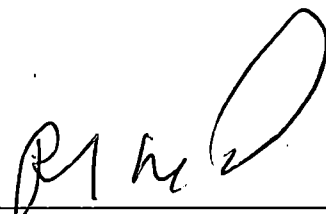
3. This request is made in good faith, and not for purposes of delay.

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

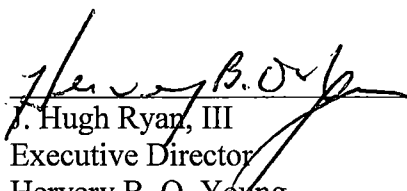
WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension until June 7, 2019** in which to file the initial brief of appellant and designation of matter in this case. Counsel requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

Laron M. Caudy for:
Susan B. Hackett
Appellate Defender



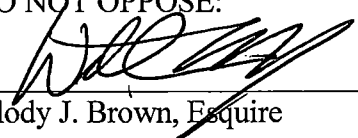
Robert M. Dudek
Chief Appellate Defender



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

May 8, 2019

I DO NOT OPPOSE:



Melody J. Brown, Esquire