

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Lexington County

Honorable Walton J. McLeod, IV, Circuit Court Judge

DEMETRIUS SUMMERS,

v.

STATE OF SOUTH CAROLINA

ORIGINAL

RECEIVED
MAY 13 2019
PETITIONER,
S.C. SUPREME COURT

RESPONDENT

APPELLATE CASE NO. 2018-002183

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

Counsel for Demetrius Summers respectfully requests an extension of thirty (30) days 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. This is a second request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.
2. Counsel for Demetrius Summers 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 her caseload, counsel hopes that no further extension requests will be required.

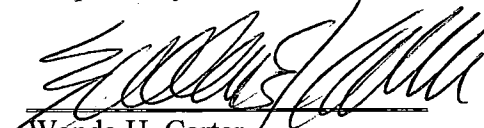
3. Counsel filed the petition for writ of certiorari and accompanying appendix and in the case of Travis Harris v. State with this Court on May 13, 2019. Counsel filed the Johnson petition for writ of certiorari in the case of Benjamin L. Smalls v. State with this Court on May 6, 2019. Counsel filed the Johnson petition for writ of certiorari in the case of Ivan Williams v. State with this Court on May 6, 2019. Counsel filed the Anders brief of appellant and designation of matter in the case of State v. William Sidney Crump, Jr. with the Court of Appeals on May 2, 2019. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of State v. Michael Fulwiley with this Court on May 2, 2019. Counsel filed the Anders brief of appellant and designation of matter in the case of State v. Sheldon Alonzo Watson with the Court of Appeals on May 1, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix and accompanying supplemental appendix in the case of Elliot Judon v. State with this Court on April 29, 2019. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Gerald Jarrod Ancrum with the Supreme Court on April 15, 2019. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Hershel Mark Jefferson, Jr., with this Court on April 15, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Almondo D. Washington v. State with this Court on April 10, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Billy L. Alford v. State(2) with the Supreme Court on March 29, 2019. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of State v. Alton Jamaul Crosby with this Court on March 25, 2019. Counsel filed the petition for rehearing in the case of State v. Rhajon Akeem Reshae Sanders with the Court of Appeals on March 21, 2019. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of State v. Theia

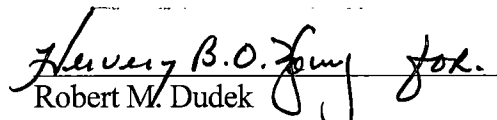
Darion McArdle with this COurt on March 18, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of William Bolt v. State with this Court on March 18, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Joshua Lee Phillips v. State with this Court on March 15, 2019.

4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, 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,


Wanda H. Carter
Deputy Chief Appellate Defender


Robert M. Dudek
Chief Appellate Defender

May 13, 2019

Attorney for Petitioner

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Lexington County

Honorable Walton J. Mcleod, IV, Circuit Court Judge

DEMETRIUS SUMMERS,

PETITIONER,

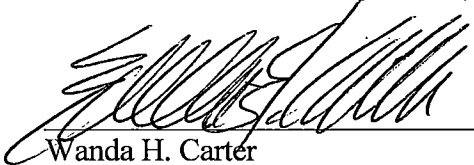
V.

STATE OF SOUTH CAROLINA

RESPONDENT

CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Taylor Z. Smith, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 13th day of May, 2019.

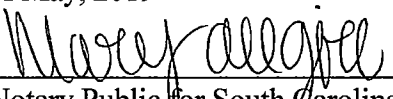


Wanda H. Carter

Deputy Chief Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 13th day
of May, 2019

 (L.S.)

Notary Public for South Carolina
My Commission Expires: May 12, 2027.