

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County
Alex Kinlaw, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

DALE ELROY MATHIS,

APPELLANT

APPELLATE CASE NO. 2018-001932

RECEIVED

MAY 31 2019

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

SC Court of Appeals

The undersigned counsel respectfully requests a thirty day extension 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 extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. On May 30, 2019, counsel had an oral argument in The State v. Terry Edward McCall before the Supreme Court. On May 30, 2019, counsel filed a petition for rehearing in The State v. Felix Kotowski with the Court of Appeals. On May 17, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Waymon Newton v. The State with the Supreme Court. On May 2, 2019, counsel filed a petition for rehearing in The State v. Justin

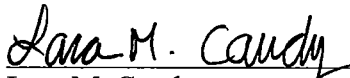
Antonio Butler with the Court of Appeals. On May 2, 2019, counsel filed the Anders brief of appellant and record on appeal in The State v. Robert Len Gainey with the Court of Appeals. On April 26, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Vanessa L. Frayer v. The State with the Supreme Court. On April 25, 2019, counsel filed a petition for rehearing in The State v. George Holmes with the Court of Appeals. On April 24, 2019, counsel filed the initial brief of appellant and designation of matter in The State v. Stacardo Grissett with the Court of Appeals. On April 11, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Tyrus Rashawn Woodruff v. The State with the Supreme Court. On April 8, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Wade Rouse v. The State with the Supreme Court. On April 2, 2019, counsel had an oral argument in The State v. Anthony M. Enriquez before the Court of Appeals. On March 27, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Michael A. Manigan v. The State with the Supreme Court. On March 22, 2019, counsel filed the Anders brief of appellant and record on appeal in The State v. Stanley Anthony Dimitroff, II with the Court of Appeals. On March 20, 2019, counsel filed the initial brief of appellant and designation of matter in The State v. David Allen Tindal, Jr. with the Court of Appeals. On March 13, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Dominic Leggette v. The State with the Supreme Court.

3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that her caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

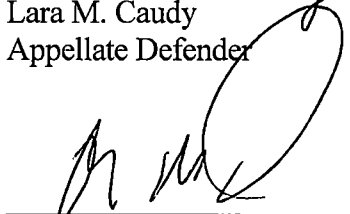
4. As indicated by the consent below, counsel for the state graciously consents to or does not oppose this request.

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



Lara M. Caudy
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

May 31, 2019

I do not oppose:


by Melody J. Brown, Esquire