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JUL 31 2019

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Sumter County
Kristi F. Curtis, Circuit Court Judge

ORIGINAL

LEROY CLIFTON GIBBS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2018-002044

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

Counsel for Leroy Clifton Gibbs respectfully requests a **final thirty day extension, until August 30, 2019**, 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 third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Leroy Clifton Gibbs 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.

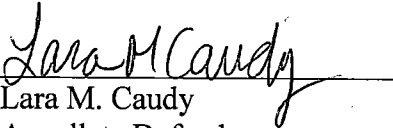
3. On July 26, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Matthew C. Dwyer v. The State with the Supreme Court. On July 22, 2019, counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in The State v. Felix Kotowski with the Supreme Court. On July 18, 2019, counsel filed the Anders brief of appellant and record on appeal in In the Matter of the Care and Treatment of Mark Rainey with the Court of Appeals. On July 11, 2019, counsel filed the initial brief of appellant and designation of matter in The State v. Dale Elroy Mathis with the Court of Appeals. On June 28, 2019, counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in The State v. Justin Antonio Butler with the Supreme Court. On June 26, 2019, counsel filed the initial brief of appellant and designation of matter in The State v. Demorris Octswavious Andrews with the Court of Appeals. On June 14, 2019, counsel filed the brief of petitioner in Trevaughn Ziontae Jackson v. The State with the Court of Appeals. On June 10, 2019, counsel filed the Anders brief of appellant and record on appeal in The State v. Damorius Dontavis Gaines with the Court of Appeals. 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.

4. Counsel makes this request in good faith and not for purpose of delay.

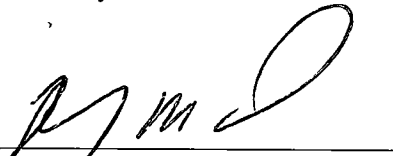
5. Counsel for the Attorney General's office consents to this request as shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until August 30, 2019**, 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,



Lara M. Caudy
Appellate Defender

Attorney for Petitioner.


Robert M. Dudek
Chief Appellate Defender

This 31st day of July, 2019.

I consent:


for Janell Gregory, Esquire

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