

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

**ORIGINAL**

\_\_\_\_\_  
Certiorari to Florence County

Honorable D. Craig Brown, Circuit Court Judge

**RECEIVED**

JOHN WESTLY HICKS,

SEP 03 2019

PETITIONER,

S.C. SUPREME COURT

v.

STATE OF SOUTH CAROLINA

RESPONDENT

APPELLATE CASE NO. 2019-000383

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

Counsel for John Westly Hicks 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 John Westly Hicks 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 in the case of Susan Hendricks v. The State with this Court on August 30, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Mark Day with the Court of Appeals on August 27, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Charles Davis v. The State with this Court on August 23, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Clifton Cooke v. The State with this Court on August 16, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Willie Stevenson v. The State with this Court on August 7, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of James Frady v. The State with this Court on July 29, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Mark Lorenzo Blake with the Court of Appeals on July 24, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Wayne Cooper v. The State with this Court on July 22, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Isaac Williams v. The State with this Court on July 5, 2019.

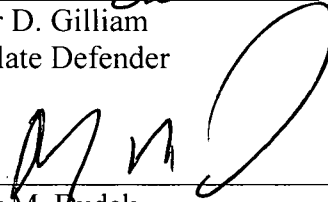
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

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,



Taylor D. Gilliam  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

September 3, 2019

Attorney for Petitioner

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Florence County  
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JOHN WESTLY HICKS,

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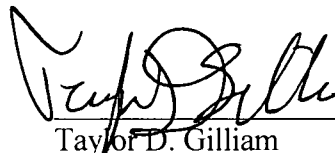
v.

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 Samuel Key, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 3rd day of September, 2019.



Taylor D. Gilliam  
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 3rd day  
of September, 2019.

Mary Allgood (L.S.)  
Notary Public for South Carolina  
My Commission Expires: May 12, 2027.

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S.C. SUPREME COURT