

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Florence County  
D. Craig Brown, Circuit Court Judge

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MILDRED MONTGOMERY,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2019-000526

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

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Counsel for Mildred Montgomery respectfully requests an extension of thirty 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 Mildred Montgomery 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.

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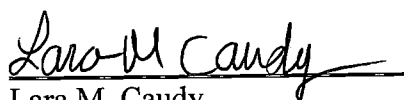
S.C. SUPREME COURT

3. On August 30, 2019, counsel filed the brief of respondent in The State v. Archie More Hardin with the Supreme Court. On August 27, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Michelle S. Allison v. The State with the Supreme Court. On August 26, 2019, counsel filed the petition for rehearing in The State v. Anthony M. Enriquez with the Court of Appeals. On August 21, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Domoneik Antwan Washington v. The State with the Supreme Court. On August 9, 2019, counsel filed a petition for writ of certiorari and accompanying appendix in Leroy Clifton Gibbs, III v. The State with the Supreme Court. On August 2, 2019, counsel filed the initial brief of appellant and designation of matter in In the Matter of the Care and Treatment of William Ralph Wilson, III with the Court of Appeals. 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 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 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.

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.

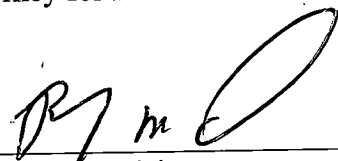
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Lara M. Caudy  
Appellate Defender

Attorney for Petitioner



Robert M. Dudek  
Chief Appellate Defender

September 4, 2019

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IN THE SUPREME COURT

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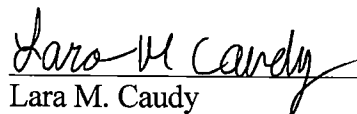
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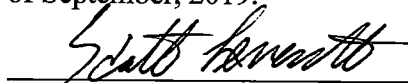
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CERTIFICATE OF SERVICE  
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I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Lindsey McCallister, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 4th day of September, 2019.

  
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Lara M. Caudy  
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 4th day  
of September, 2019.

 (L.S.)

Notary Public for South Carolina

My Commission Expires: September 27, 2028.