

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Certiorari to Darlington County

G. Thomas Cooper, Circuit Court Judge  
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LARRY JAMES TYLER,

V.

STATE OF SOUTH CAROLINA,

**ORIGINAL**  
**RECEIVED**  
SEP 06 2019  
PETITIONER  
SC Court of Appeals

RESPONDENT

Appellate Case No. 2016-002364  
\_\_\_\_\_

PETITION FOR EXTENSION  
TO FILE THE BRIEF OF PETITIONER  
\_\_\_\_\_

Counsel for Larry James Tyler respectfully requests a **thirty (30) day extension, until October 7, 2019**, in which to file the brief of petitioner 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 brief of petitioner is due to be filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Larry James Tyler 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 his caseload, counsel hopes to file the brief of petitioner prior to the thirty (30) day deadline requested at this time.

3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Ryais Ryche Rivers v. The State with the Supreme Court on August 27, 2019. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. James Michael Brooks with this Court on August 27, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Michael F. Wiggleton v. The State with the Supreme Court on August 27, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Ivan Lamar Tyrell Harris with this Court on August 21, 2019. Counsel filed the petition for rehearing in the case of The State v. Michael Jay Finley with this Court on August 1, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Joseph O. Morant v. The State with the Supreme Court on July 31, 2019. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Wesley Lamonte Givens with this Court on July 29, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jamie Mishoe v. The State with the Supreme Court on July 10, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of William R. Pearson v. The State with the Supreme Court on July 8, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Robert A. Baker v. The State with the Supreme Court on July 8, 2019.

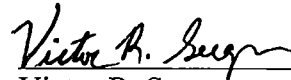
4. Counsel makes this request in good faith and not for purpose of delay.

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

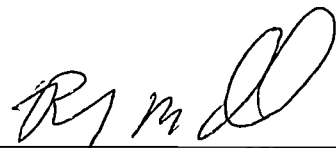
WHEREFORE, the undersigned counsel would respectfully request a **thirty (30) day extension, until October 7, 2019**, in which to file the brief of petitioner in this case based upon

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,


  
\_\_\_\_\_  
Victor R. Seeger  
Appellate Defender

Attorney for Petitioner.

  
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Robert M. Dudek  
Chief Appellate Defender

This 6<sup>th</sup> day of September, 2019.

I consent:

  
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For Johnny E. James, Jr., Esquire