

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Colleton County

R. Ferrell Cothran, Circuit Court Judge

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*ORIGINAL*

RECEIVED

SEP 18 2019

ELIJAH C. BROWN,

S.C. SUPREME COURT

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2019-000177

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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 Elijah C. Brown 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 this Court today.
2. Counsel for Elijah C. Brown 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.

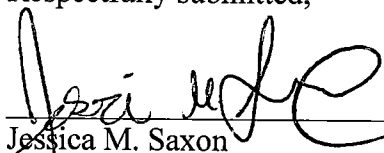
3. Counsel filed the return to petition for writ of certiorari in the case of Marie Faltas v. The State on September 13, 2019 with the Supreme Court. Counsel filed the petition for writ of certiorari in the case of Albert Taylor v. The State on September 3, 2019 with the Supreme Court. Counsel filed the reply to brief of petitioner in the case of John Willie Mack v. The State on August 15, 2019 with the Court of Appeals. Counsel filed the petition for writ of certiorari in the case of Jason Johnson v. The State on August 9, 2019 with the Supreme Court. Counsel filed the petition for writ of certiorari in the case of David Coon v. The State on July 10, 2019 with the Supreme Court. Counsel is preparing and consulting with Chief Appellate Defender, Robert M. Dudek, on the petition for writ of certiorari and accompanying appendix in the cases of Michael Williams v. The State, and Justin Cone v. The State which she plans to file with this Court in the upcoming weeks.

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

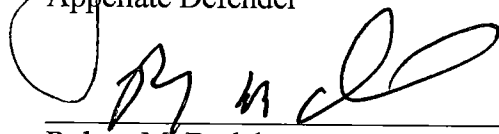
5. Counsel for the Attorney General's office has been informed of this request.

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 for writ of certiorari and appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Jessica M. Saxon  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

September 18, 2019

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

\_\_\_\_\_  
Appeal from Colleton County

R. Ferrell Cothran, Circuit Court Judge  
\_\_\_\_\_

ELIJAH C. BROWN,

PETITIONER,

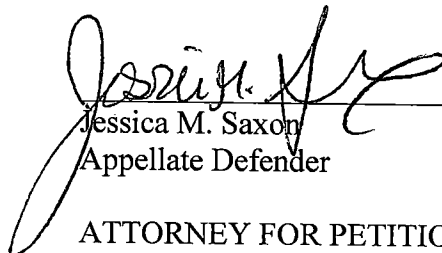
V.

STATE OF SOUTH CAROLINA,

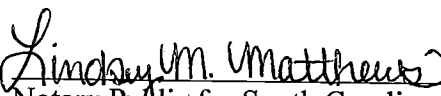
RESPONDENT.

\_\_\_\_\_  
CERTIFICATE OF SERVICE  
\_\_\_\_\_

I certify that a copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above referenced case has been served upon Sara Gunton, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 19th day of September, 2019.

  
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Jessica M. Saxon  
Appellate Defender  
ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 18<sup>th</sup> day  
of September, 2019.

 (L.S.)  
Notary Public for South Carolina  
My Commission Expires: October 22, 2024