

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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**ORIGINAL**

Certiorari to Edgefield County  
Honorable William A. McKinnon, Circuit Court Judge

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**RECEIVED**

OCT 16 2019

JERRY DEAN HEARD,

PETITIONER, S.C. SUPREME COURT

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2019-000731

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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 petitioner 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 petitioner 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 initial brief of appellant and designation of matter in the case of The State of South Carolina v. Roy Gene Sutherland, III with the Court of Appeals on September 30, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Olandio Workman with the Court of Appeals on September 27, 2019. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of Jose Reyes Reyes v. The State of South Carolina with this Court on September 20, 2019. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of Aaron Young, Sr. v. The State of South Carolina with the Supreme Court on September 20, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jaimie S. Obregon v. The State of South Carolina with this Court on September 9, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Charles Gary Singletary v. The State of South Carolina with this Court on September 5, 2019. Counsel filed the return to petition for rehearing in the case of State v. Gary Eugene Lott with this Court on August 26, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Benjamin Blake with the Court of Appeals on August 22, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Richard Stribling v. The State of South Carolina with this Court on August 20, 2019.

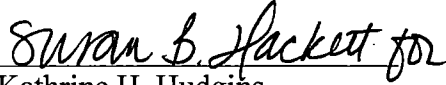
4. Counsel makes this request in good faith and not for purpose of delay.

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

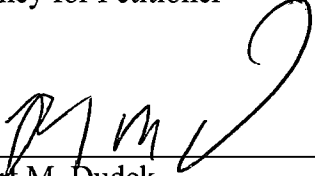
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon

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,

  
Kathrine H. Hudgins  
Appellate Defender

Attorney for Petitioner

  
Robert M. Dudek  
Chief Appellate Defender

This 16<sup>th</sup> day of October, 2019

STATE OF SOUTH CAROLINA  
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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 Taylor Z. Smith, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 16<sup>th</sup> day of October, 2019.

*Susan B. Hackett for*  
Kathrine H. Hudgins  
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME  
this 16<sup>th</sup> day of October, 2019.



(L.S.)

Notary Public for South Carolina  
My Commission Expires: September 30, 2029.