

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Florence County

Honorable Michael G. Nettles, Circuit Court Judge

TYRONE JOSEPH WHATLEY,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2019-000111

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

Counsel for Tyrone Joseph Whatley respectfully requests a **final thirty (30) day extension, until November 15, 2019**, 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 third request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Tyrone Joseph Whatley respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

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number of extensions previously granted and the order in which counsel attempts to manage his caseload, counsel hopes that no further extension requests will be required.

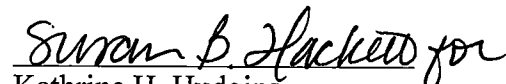
3. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. Roy Gene Sutherland, III with the Court of Appeals on September 30, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina 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 this 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.

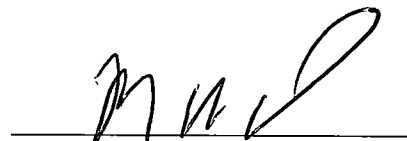
5. Counsel for the Attorney General's office consents to this request as shown by signature below.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until November 15, 2019**, 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,

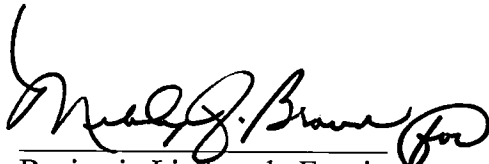

Kathrine H. Hudgins
Appellate Defender

Attorney for Petitioner.


Robert M. Dudek
Chief Appellate Defender

This 16th day of October, 2019.

I consent:


Benjamin Limbaugh, Esquire