

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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ORIGINAL

Appeal from Greenville County  
Honorable Michael G. Nettles, Circuit Court Judge

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THE STATE,

RESPONDENT,

v.

TRISTIAN CUMMINGS,

APPELLANT

RECEIVED

NOV 04 2019

SC Court of Appeals

APPELLATE CASE NO. 2019-000665

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PETITION FOR EXTENSION TO FILE  
INITIAL BRIEF OF APPELLANT AND  
DESIGNATION OF MATTER

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The undersigned counsel respectfully requests a thirty day extension in which to file the Initial Brief of Appellant and Designation of Matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The Initial Brief of Appellant and Designation of Matter in this case are due to be served and filed today.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Derek Maner v. The State of South Carolina with the Supreme Court on October 23, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State of South Carolina v. David Paul Merritt with this Court on October 16, 2019. 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 this Court 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 this Court 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 the Supreme 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 the Supreme 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 the Supreme Court on September 5, 2019.

3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

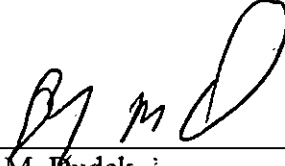
4. As indicated by the counsel below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Kathrine H. Hudgins  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

This 4<sup>th</sup> day of November, 2019.

I do not oppose:



for Melody J. Brown, Esquire