

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Florence County
Honorable George M. McFaddin, Circuit Court Judge

DAVID G. JOHNSON,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2019-000813

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

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 his caseload, counsel hopes that no further extension requests will be required.

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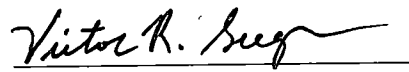
3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jarvis Hughes v. The State with this Court on November 4, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Michael D. Maddox v. The State with this Court on November 4, 2019. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Delvinche Williams with the Court of Appeals on October 24, 2019. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Leslie Martin with the Court of Appeals on October 18, 2019. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Billy Christopher Whitmire with the Court of Appeals on October 16, 2019. Counsel filed the brief of petitioner and accompanying appendix in the case of Larry J. Tyler v. The State with the Court of Appeals on October 7, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Marvin Watson v. The State with this Court on October 3, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Charles Myers v. The State with this Court on September 16, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Travis Lamont Gathers with the Court of Appeals on September 13, 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.

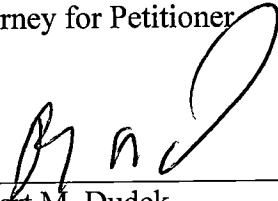
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Victor R. Seeger
Appellate Defender

Attorney for Petitioner



Robert M. Dudek
Chief Appellate Defender

This 6th day of November, 2019

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IN THE SUPREME COURT

Certiorari to Florence County
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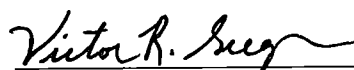
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

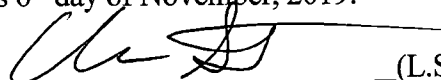
I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Lindsey McCallister, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 6th day of November, 2019.



Victor R. Seeger
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME
this 6th day of November, 2019.



(L.S.)

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