

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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FEB 19 2013

Certiorari to Greenwood County
Eugene C. Griffith, Jr., Circuit Court Judge

S.C. Supreme Court

Opinion No. 5025 (S.C. Ct. App. filed 8/22/2012)

THE STATE,

RESPONDENT,

V.

RANDY VICKERY,

PETITIONER

Appellate Case No. 2012-213211

**PETITION FOR EXTENSION TO FILE
THE REPLY TO THE RETURN TO THE
PETITION FOR WRIT OF CERTIORARI**

The undersigned counsel would respectfully request a **final ten-day extension, until March 1, 2013**, in which to file the reply to the return to the petition for writ of certiorari in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The reply to the return to the petition for writ of certiorari in this case is due to be served and filed today, having been extended by two prior orders of this Court.
2. Counsel is filing the reply to the return to the petition for writ of certiorari in the case of James Robertson v. State, a **death penalty** case in this Court (with Co-Counsel Matt Bogan, pro bono, of the Nelson Mullins firm) today, February 19, 2013.

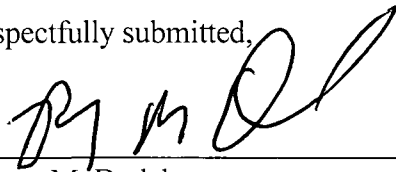
Additionally, Counsel is filing the brief of petitioner in the case of State v. Juan Orozco in this Court tomorrow, February 20, 2013. On February 13, 2013, Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Paul Reid v. State in this Court, the return to the petition for writ of certiorari in the case of State v. Richard Bill Niles, Jr. in this Court, and the petition for rehearing in the case of State v. Christopher M. Stephens in the Court of Appeals. Counsel had an oral argument in the case of State v. Steven Barnes, a **death penalty** case in this Court, on February 5, 2013. Additionally, Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Gene Tony Cooper in the United States Supreme Court, on February 5, 2013. Counsel filed the petition for rehearing in the case of State v. Jason Franks in the Court of Appeals on January 31, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Dadrin Jerome Johnson (in the COA) in this Court on January 18, 2013. Counsel had an oral argument in the case of State v. Adams Gibson in this Court on January 10, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tyrone A. Ravenell v. State in this Court on January 7, 2013. In December, 2012, Counsel filed the return to petition for writ of certiorari in the case of James v. Helms v. State, and the petition for writ of certiorari and accompanying appendix in the case of State v. Randy Vickery (in the COA). Additionally, in December, 2012, Counsel filed the initial briefs of appellant and designations of matter in the cases of State v. Gerald Pitts, State v. Leroy Laird and State v. Tito Harris. **Counsel also has extensive administrative duties as the Chief Appellate Defender.**

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

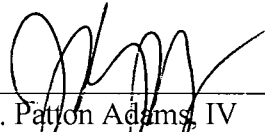
caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final ten-day extension, until March 1, 2013**, in which to file the reply to the return to the petition for writ of certiorari in this case. Counsel requests that the time limits for filing the reply to the return to the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender



T. Patton Adams, IV
Executive Director or
J. Hugh Ryan, III
General Counsel

February 19, 2013

I do not oppose:



William M. Blich, Jr.