

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Certiorari to Greenwood County

ORIGINAL

Honorable R. Scott Sprouse, Circuit Court Judge

DAVID SCOTT MOONEY,

PETITIONER,

V.

STATE OF SOUTH CAROLINA

RESPONDENT

APPELLATE CASE NO. 2018-000052

MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE PETITION FOR WRIT OF
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SC Court of Appeals

Counsel for David Scott Mooney respectfully requests a **first and only extension of thirty (30) days until January 2, 2020** in which to file the petition for writ of certiorari in this case from the Order for re-briefing. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. In support of this request, counsel shows:

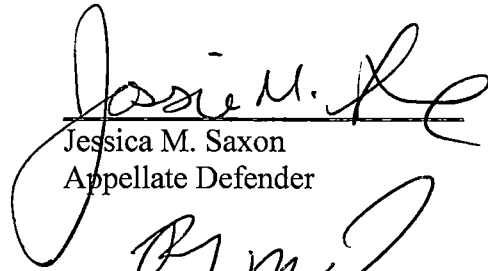
1. The petition for writ of certiorari that was ordered by this Court is due to be served and filed with the Court today.
2. Original counsel has since left Appellate Defense and this case has been reassigned to undersigned counsel.
3. New counsel for David Scott Mooney respectfully submits that extraordinary circumstances exist which warrant the granting of an extension of time.

4. Counsel will file the initial brief of appellant in the case of The State v. Stephen Parten today, December 2, 2019 with this Court. Counsel filed the petition for writ of certiorari in the case of Michael Pearson v. The State on November 27, 2019 with the Supreme Court. Counsel filed the initial brief of appellant in the case of The State v. Evodio Hernandez-Santo on November 27, 2019 with this Court. Counsel filed the petition for writ of certiorari in the case of Elijah Brown v. The State on November 18, 2019 with the Supreme Court. Counsel filed the petition for writ of certiorari in the case of Dederick Bright v. The State on November 12, 2019 with the Supreme Court. Counsel filed the initial brief of appellant in the case of The State v. Samuel Jeter on November 4, 2019 with this Court. Counsel filed the petition for writ of certiorari in the case of Eric Adams v. The State on November 4, 2019 with the Supreme Court. Counsel filed the petition for writ of certiorari in the case of Derrick McDonald v. The State on October 25, 2019 with the Supreme Court. Counsel filed the initial brief of appellant in the case of The State v. Marcus Todd on September 27, 2019 with this Court.

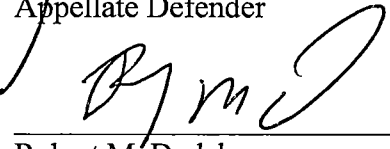
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a **first and only extension of thirty (30) days until January 2, 2020** in which to file the petition for writ of certiorari 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,

A handwritten signature in cursive script, appearing to read "Jessica M. Saxon". The signature is written in black ink and is positioned above a horizontal line.

Jessica M. Saxon
Appellate Defender

A handwritten signature in cursive script, appearing to read "Robert M. Dudek". The signature is written in black ink and is positioned above a horizontal line.

Robert M. Dudek
Chief Appellate Defender

Attorney for Petitioner

December 2, 2019

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Greenwood County
Honorable R. Scott Sprouse, Circuit Court Judge

DAVID SCOTT MOONEY,

PETITIONER,

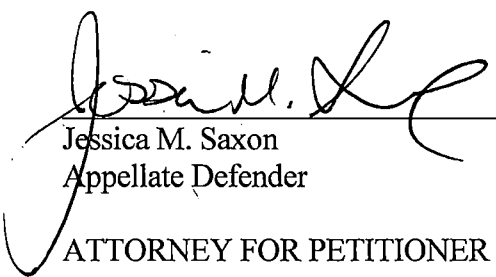
V.

STATE OF SOUTH CAROLINA

RESPONDENT

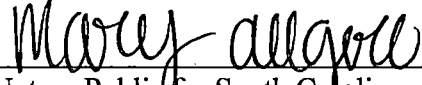
CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari in the above case has been served upon Janell Gregory, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 2nd day of December, 2019.


Jessica M. Saxon
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 2nd day
of December, 2019.

 (L.S.)
Notary Public for South Carolina
My Commission Expires: May 12, 2027.

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