

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Spartanburg County
John C. Hayes, Circuit Court Judge

SANDY LYNN WESTMORELAND,

PETITIONER,

V.

THE STATE,

RESPONDENT.

APPELLATE CASE NO. 2019-001251

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

Counsel for Sandy Lynn Westmoreland respectfully requests a **final thirty (30) day extension, until February 12, 2020**, 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 served and filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Sandy Lynn Westmoreland respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

ORIGINAL
RECEIVED

JAN 13 2020

S.C. SUPREME COURT

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

3. Counsel will file the petition for writ of certiorari and accompanying appendix in the case of Phillip Monroe v. The State with this Court today, January 13, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Henry Gray v. The State with this Court on January 2, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kemonie Jones v. The State with this Court on December 30, 2019. Counsel had oral argument before the Court of Appeals in the case of John C. Hart v. The State on December 12, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Dylan L. M. with the Court of Appeals on December 4, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tykeem May v. The State with this Court on December 2, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Ronnie Martin v. The State with this Court on November 25, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Willie Byrd with the Court of Appeals on November 20, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Christopher Cooper v. The State with this Court on November 15, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Marion Powell v. The State with this Court on November 12, 2019.

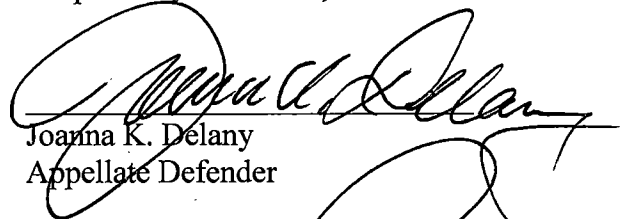
4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office has been informed of this request as shown by signature below.

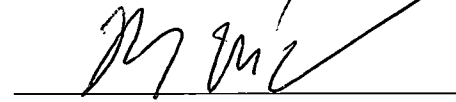
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until February 12, 2020**, in which to file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

This 13th day of January, 2020.

Respectfully submitted,

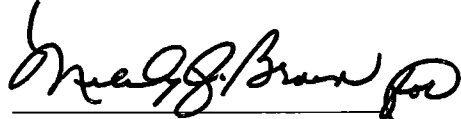


Joanna K. Delany
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

I consent:



Johnny E. James, Jr., Esquire