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JAN 17 2020

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Beaufort County

Thomas A. Russo, Circuit Court Judge

ORIGINAL

ARTHUR FRANKLIN SMITH,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2019-001196

PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI AND
ACCOMPANYING APPENDIX

The undersigned counsel respectfully requests a **final thirty-day extension, until February 17, 2020**, in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. Counsel filed the petition for rehearing in the case of The State v. Edward Primo Bonilla with the Court of Appeals on January 14, 2020. Counsel was co-counsel to Lara M. Caudy, when they filed the initial brief of appellant and designation of matter in the case of The State v.

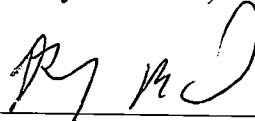
Tammy Caison Moorer with the Court of Appeals on January 6, 2020. Counsel filed the return to the State's petition for writ of certiorari in the case of The State v. Joseph Bowers with this Court on December 27, 2019. Counsel had an oral argument before the Court of Appeals on December 11, 2019 in The State v. Justin Jamal Warner. Counsel had an oral argument before the Court of Appeals on December 9, 2019 in The State v. Edward Primo Bonilla. Counsel filed the brief of appellant and designation of matter in the case of The State v. John Andrew Finch with the Court of Appeals on December 2, 2019. Counsel was co-counsel to Victor Seeger and Lara M. Caudy, when they filed the petition for rehearing in the case of The State v. Jonathan Donell Rhodes with the Court of Appeals on November 21, 2019. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of The State v. John M. Ghent, Jr., to this Court from the Court of Appeals on November 12, 2019. **Counsel has extensive administrative duties as the Chief Appellate Defender, including administrative and Appellate Project oversight, and training four less experienced appellate defenders and reviewing all their filings in advance.**

3. As indicated by his consent below, counsel for the state does not oppose this request.

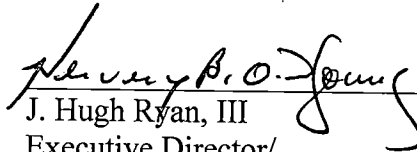
4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, until February 17, 2020**, in which to file the petition for writ of certiorari and accompanying appendix. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



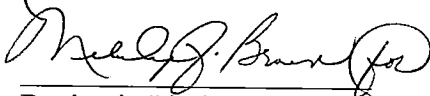
Robert M. Dudek
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervey B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

This 17th day of January, 2020

I do not oppose:



Benjamin Limbaugh, Esquire

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