

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Lexington County

Brooks P. Goldsmith, Circuit Court Judge

AUSTON LEE BREAZEAL,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2019-001342

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

The undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by one prior order of this Court.

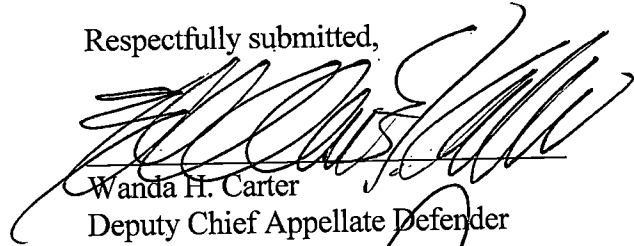
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JAN 27 2020
S.C. SUPREME COURT

2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Arthur Peterson v. State with the Supreme Court on January 21, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Ronald Jeffrey Eaton with the Court of Appeals on January 17, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of David Kucinski v. State with the Supreme Court on January 6, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Christopher Manning v. State with the Supreme Court on January 6, 2020. Counsel filed the petition for rehearing in the case of State v. Brian Everett Pringle with the Court of Appeals, January 2, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Harold Lee Jackson v. State in the Supreme Court on December 19, 2019. Counsel filed the brief of petitioner in the case of State v. Rhajon Akeem Reshae Sanders in the Supreme Court on December 2, 2019. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Ronnie Joe Blackwell v. State in the Supreme Court on November 27, 2019. Counsel filed the Anders brief of appellant and designation of matter in the case of State v. Sharkee Mitchell in Court of Appeals on November 27, 2019. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Derrick Miles in the Court of Appeals, November 22, 2019. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Patrick David Vaughn v. State in the Supreme Court on November 15, 2019. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Gowndell Cades v. State in the Supreme Court on November 7, 2019.

3. This request is made in good faith, and not for purposes of delay.

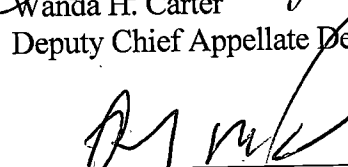
WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Wanda H. Carter
Deputy Chief Appellate Defender

Robert M. Dudek
Chief Appellate Defender



Robert M. Dudek
Chief Appellate Defender

January 27, 2020

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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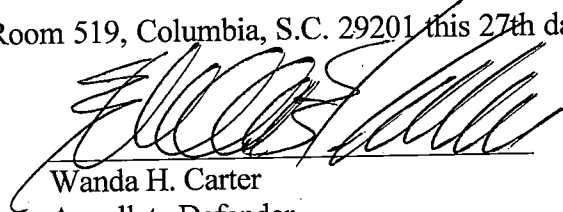
V.

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 Taylor Z. Smith, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, S.C. 29201 this 27th day of January, 2020.



Wanda H. Carter
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 27th day of January, 2020.



(L.S.)
Notary Public for South Carolina
My Commission Expires: September 27, 2028.