

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Lexington County

Honorable Walton J. McLeod, IV, Circuit Court Judge

AUGUST B. KREIS, III,

PETITIONER,

V.

STATE OF SOUTH CAROLINA

RESPONDENT

APPELLATE CASE NO. 2019-001351

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

Counsel for August B. Kreis, III respectfully requests an extension of thirty (30) days 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 second 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.
2. Counsel for August B. Kreis, III respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the 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.

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S.C. SUPREME COURT

3. Counsel filed the return to petition for writ of certiorari to the Court of Appeals in the case of Ontario Makins v. The State with the Supreme Court on February 18, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tony Young v. The State with the Supreme Court on February 18, 2020. Counsel filed the brief of petitioner in the case of Victor Weldon v. The State with the Supreme Court on February 7, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Tarrance Jordan v. The State with the Supreme Court on February 5, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Christopher Morris with the Court of Appeals on January 27, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Lonnie Patterson v. The State with the Supreme Court on January 14, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Lawton Holloway with the Court of Appeals on January 10, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Hector Villafuerte v. The State with the Supreme Court on January 6, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Lamont Seldon with the Court of Appeals on January 2, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Seandrea Johnson v. The State with the Supreme Court on December 23, 2019.

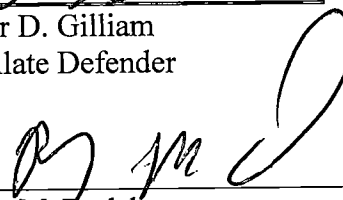
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

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 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,



Taylor D. Gilliam
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

Attorney for Petitioner

February 24, 2020

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Lexington County

Honorable Walton J. McLeod, IV, Circuit Court Judge

AUGUST B. KREIS, III,

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 and appendix in the above case has been served upon Johnny E. James, Jr. Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 24th day of February, 2020.



Taylor D. Gilliam
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 24th day
of February, 2020.

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