

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Spartanburg County

J. Derham Cole, Circuit Court Judge

THE STATE,

V.

DEVIN ZACHARY ELIJAH RUTTLE,

APPELLANT

APPELLATE CASE NO. 2019-001570

**PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty-day extension in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today having been extended by two prior orders of this Court.

2. Counsel filed the brief of petitioner in the case of State v. Fabian Lamichael Green in the Supreme Court on February 24, 2020. Counsel filed the petition for rehearing in the case of State v. Emory Warren Roberts in this Court on February 13, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Randevious H.

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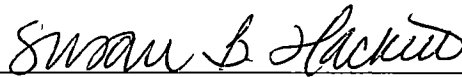
SC Court of Appeals
RESPONSE

Sims v. State in the Supreme Court on February 10, 2020. Counsel filed the return to petition for writ of certiorari in the case of Carnie Norris v. State in the Supreme Court on February 3, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Joseph Lamar Brown in this Court on February 3, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Nicholas Benjamin Chhith-Berry in this Court on January 29, 2020. Counsel filed the petition for rehearing in the case of State v. Jamie Simpson in this Court on January 23, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Terriel Leshawn Mack in this Court on January 21, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Zantravious Randell Hall in this Court on January 08, 2020. Counsel filed the petition for writ of certiorari, the Johnson petition for writ of certiorari pursuant to Austin v. State and accompanying appendix in the case of Stanley Ali Godbold v. State in the Supreme Court on December 31, 2019. Counsel filed the petition for rehearing in the case of State v. Rickey Henley in this Court on December 27, 2019.

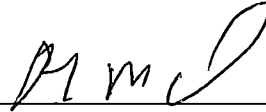
3. This request is made in good faith, and not for purposes of delay.
4. As indicated by the signature below, counsel for the state graciously consents to or does not oppose this request.

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

Respectfully submitted,



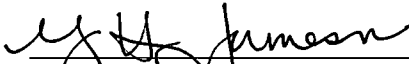
Susan B. Hackett
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

February 26, 2020

I DO NOT OPPOSE:



~~Samuel Bailey, Esquire~~

William Blitch

BA