

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

FEB 28 2013

Appeal from Sumter County
William Jeffrey Young, Circuit Court Judge

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JOSEPH WADELL DUNBAR,

APPELLANT

Appellate Case No. 2011-203386

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

The undersigned counsel respectfully requests a **final thirty-day extension until April 1, 2013** 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 extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today. Counsel has had four previous extensions in this case.
2. Counsel filed the Anders brief of appellant and record on appeal in the case State v. Jakevian Pulley in this the Court on Wednesday, February 27, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Julio Angelo Hunsberger in this Court on Friday, February 22, 2013. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Herman Donald McKnight v. State in the Supreme Court on Tuesday, February 19, 2013. Counsel filed the brief of petitioner in the case of In the Interest of Cleo B., in this Court on Thursday, February 14, 2013. Counsel filed the Anders brief of appellant and record on appeal in the case of Victor Smith v. State in this Court on Monday, February 11, 2013. Counsel filed the initial brief of appellant in the case of Clarence

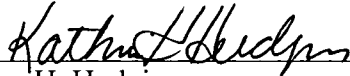
J. Fishburne v. State in this Court on Monday, February 11, 2013. Counsel filed the Anders brief of appellant and record on appeal in the case State v. Edward Martin Clarkson in this Court on Thursday, February 7, 2013. Counsel filed the brief of petitioner in the case of Roderick Bradley v. State in this Court on Thursday, February 7, 2013. Counsel had an oral argument in the case of State v. Craig Keeling in this Court on Tuesday, February 5, 2013. Counsel filed the brief of petitioner in the case of Thomas McCall v. State in the Supreme Court on February 4, 2013. On January 30, 2013, Counsel had to appear in PCR Court in Lexington County as a witness in Frank Tolen v. State. Counsel filed the initial brief of appellant in State v. Anthony Rodrickus Carter in this Court. Counsel filed the brief of appellant pursuant to White v. State in State v. Ronald Black in this Court on January 28, 2013. Counsel filed the brief of appellant and record on appeal in State v. Frederick R. Chappell in this Court on January 25, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in Darryl Frierson v. State in the Supreme Court on January 10, 2013. On January 7, 2013, counsel filed the initial brief of appellant and designation of matter in State v. Cesar Portillo in this Court. Counsel filed the brief of petitioner in the case of State v. Wesley Smith, the petition for writ of certiorari and accompanying appendix in the case of State v. Doyle Marion Garrett (in the COA), and the Return to the petition for writ of certiorari in the case of Antonio D. Bordeaux v. State all in the Supreme Court on December 27, 2012. Additionally, Counsel filed petitions for rehearing in the cases of State v. Larry Bradley Brayboy and State v. Marion Stewart in this Court on December 27, 2012.

3. 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.

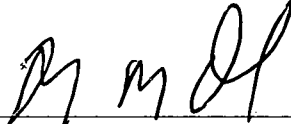
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, until April 1, 2013**. Counsel respectfully 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.

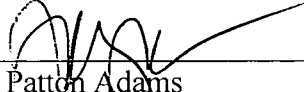
Respectfully submitted,



Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender



T. Patton Adams
Executive Director
J. Hugh Ryan, III
General Counsel

February 28, 2013

I DO NOT OPPOSE:

For 
Salley W. Elliott