

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Horry County

Larry B. Hyman, Jr., Circuit Court Judge  
\_\_\_\_\_

RECEIVED

MAR 19 2012

S.C. Supreme Court

ROGER S. LEGETTE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

(3)

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

Counsel for Roger Legette respectfully requests a **final extension of thirty (30) days until April 18, 2012** 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 final request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix is due to be served and filed with the Court today. The Court has granted two previous extensions.
2. Counsel for Mr. Legette 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 his caseload, counsel hopes that no further extension requests will be required.

3. Counsel is preparing to file the initial brief of appellant and designation of matter in the case of State v. Bernaldino Ocasio in the Court of Appeals today, March 19, 2012. On March 16, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Christopher Watson in the Court of Appeals. On March 12, 2012, counsel filed the petition for writ of certiorari and appendix in the case of Claude Jones v. State in this Court. On March 5, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Allen Capers and the brief of petitioner in the case of State v. Jason Black in this Court. On February 29, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Randy Blythe in the Court of Appeals. On February 22, 2012, counsel filed the Motion to Supplement the Appendix in the case of Damon Jackson v. State in this Court. On February 21, 2012, counsel filed the petition for writ of certiorari and appendix in the case of Christopher Strope v. State and the petition for writ of certiorari and Brief of Appellant Pursuant to White v. State in the case of Labrontae Agnew v. State in this Court. On February 16, 2012, counsel had an oral argument in the case of State v. Shawn Miller in the Court of Appeals. On February 13, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Stanqwanner Wiggins in the Court of Appeals. On February 9, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Rico Brown in the Court of Appeals. On February 7, 2012, counsel had an oral argument in the case of State v. Joey Ellis in this Court. On February 6, 2012, counsel filed the initial brief of appellant and designation of matter in the case of State v. Ronald McCauley in the Court of Appeals.

4. Counsel makes this request in good faith and not for purpose 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.

5. Counsel for the Attorney General's office consents to this request as shown by signature below.

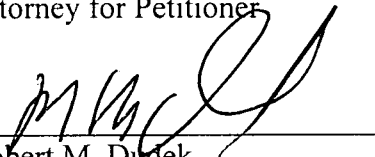
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until April 18, 2012** in which to file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances.

Respectfully submitted,



Breen R. Stevens  
Appellate Defender

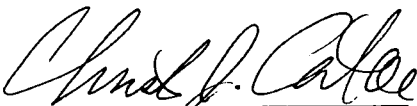
Attorney for Petitioner



Robert M. Dudek  
Chief Appellate Defender

March 19, 2012.

I Consent:



Christina Caroe, Esquire