

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Richland County
J. Derham Cole, Circuit Court Judge

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Jun 12 2020

S.C. SUPREME COURT

FAASIU TOESE,

PETITIONER,

V.

THE STATE,

RESPONDENT.

APPELLATE CASE NO. 2019-001738

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

Counsel for Faasiu Toese respectfully requests a **final thirty (30) day extension until July 13, 2020**, 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 third 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. The Court has granted counsel two previous extensions.

2. Counsel for Faasiu Toese respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time, as counsel has recently experienced a family medical emergency. 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.

3. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Devontre Cortell Jackson with the Court of Appeals on May 28, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Malikaih Taylor v. The State with this Court on May 27, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Ravon D. Hamer v. The State with this Court on May 13, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Candice R. Beasley v. The State with this Court on May 4, 2020. Counsel filed the petition for writ of certiorari and accompanying appendices in the case of Curtis T. Johnson v. The State with this Court on April 15, 2020.

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

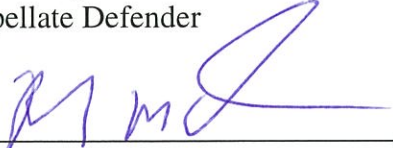
5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the extended thirty-day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through June 30, 2020. That extended, emailed general consent was dated May 20, 2020.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until July 13, 2020**, 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 for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

This 12th day of June, 2020.

Respectfully submitted,

s/ Sarah E. Shipe
Sarah Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender