

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Jun 25 2020

SC Court of Appeals

Appeal from Horry County
Honorable D. Craig Brown, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

KENNETH WAYNE CARLISLE,

APPELLANT

APPELLATE CASE NO. 2019-001702

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

The undersigned counsel respectfully requests 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 extraordinary circumstances:

1. The Initial Brief of Appellant and Designation of Matter in this case are due to be served and filed today.

2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Antonio Emerson Tate v. The State of South Carolina with the Supreme Court on June 11, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Gerry Brent James v. The State of South Carolina with the Supreme Court on June 3,

2020. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Allen Angelo Fields with this Court on May 26, 2020. Counsel filed the petition for rehearing in the case of Herbie V. Singleton, Jr. v. The State of South Carolina with this Court on May 21, 2020. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Chauncey Wright with this Court on May 19, 2020. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Robert McGuffin v. The State of South Carolina with the Supreme Court on May 12, 2020. Counsel had an oral argument in the case of The State of South Carolina v. Steven Louis Barnes before this Court on May 5, 2020. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of Tommy McGee v. The State of South Carolina with the Supreme Court on April 27, 2020. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of Vance Ross v. The State of South Carolina with the Supreme Court on April 27, 2020. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of Kelvin Jones v. The State of South Carolina with the Supreme Court on April 27, 2020. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Jeremy Williams with this Court on April, 27, 2020.

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. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty day general consent granted by Deputy Attorney General

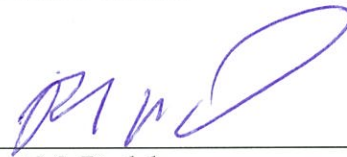
Donald J. Zelenka for all Appellate Defense extensions through June 30, 2020. That emailed general consent was dated May 20, 2020.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. 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,

s/ Kathrine Hudgins

Kathrine H. Hudgins
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 25th day of June, 2020.

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CERTIFICATE OF SERVICE

Pursuant to the Supreme Court's Order "RE: Operation of the Appellate Courts During the Coronavirus Emergency," dated March 20, 2020, the undersigned hereby certifies a true copy of the Motion for an Extension of Time in which to File the Initial Brief of Appellant and Designation of Matter in the above-referenced case have been served upon Melody J. Brown, Esquire at the primary e-mail address listed in the Attorney Information System (AIS), this 25th day of June, 2020.

s/ Kathrine H. Hudgins

Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR APPELLANT