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Jul 27 2020

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Richland County
Honorable Jocelyn J. Newman, Circuit Court Judge

SHIQUAN TYON CWIKLINSKI,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2019-002075

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

Counsel for Shiquan Tyon Cwiklinski respectfully requests a **final thirty (30) day extension, until August 26, 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 filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Shiquan Tyon Cwiklinski 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 her caseload, counsel hopes that no further extension requests will be required.


3. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Earnest Allen v. The State of South Carolina with this Court on July 16, 2020. Counsel filed the brief of petitioner in the case of The State of South Carolina v. Timothy L. Frady with the Court of Appeals on July 16, 2020. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of Brenda Roberts v. The State of South Carolina with this Court on June 29, 2020. 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 this 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 this 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 the Court of Appeals on May 26, 2020.

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

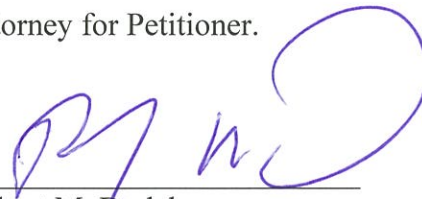
5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through July 31, 2020. That emailed general consent was dated June 23, 2020.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until August 26, 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 be held in abeyance pending a ruling on this motion.

Respectfully submitted,


Kathrine H. Hudgins
Appellate Defender

Attorney for Petitioner.


Robert M. Dudek
Chief Appellate Defender

This 27th day of July, 2020.

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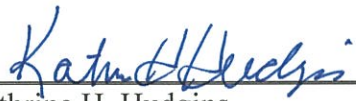
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

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 a letter requesting an extension of time in which to file the petition for writ of certiorari and appendix in the above-referenced case have been served upon Lindsey McCallister, Esquire at the primary e-mail address listed in the Attorney Information System (AIS), this 27th day of July, 2020.



Kathrine H. Hudgins
Appellate Defender
ATTORNEY FOR PETITIONER