

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Spartanburg County  
Honorable G. Thomas Cooper, Jr., Circuit Court Judge

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RECEIVED

Oct 05 2020

S.C. SUPREME COURT

FRANCISCO ROBERTO RODRIGUEZ,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2020-000882

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

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Counsel for petitioner respectfully requests an extension of thirty (30) days 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 second 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.
2. Counsel for petitioner 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 Johnson petition for writ of certiorari and accompanying appendix in the case of Ibn Gadson v. The State of South Carolina with this Court on September 24, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Robert Steadman v. The State of South Carolina with this Court on September 18, 2020. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State of South Carolina v. Herbie V. Singleton, Jr. with this Court on September 18, 2020. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State of South Carolina v. Steven Barnes with this Court on September 14, 2020. Counsel filed the Initial brief of appellant and designation of matter in the case of The State of South Carolina v. John Ira Duncan III with the Court of Appeals on September 10, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Shiquan Tyon Cwiklinski v. The State of South Carolina with this Court on August 25, 2020. Counsel filed the Initial brief of appellant and designation of matter in the case of The State of South Carolina v. Kenneth Wayne Carlisle with the Court of Appeals on August 25, 2020. Counsel filed the Initial brief of appellant and designation of matter in the case of The State of South Carolina v. William Shane Fordham Brown with the Court of Appeals on August 21, 2020. Counsel filed the petition for rehearing in the case of The State of South Carolina v. Michael N. Frasier, Jr. with the Court of Appeals on August 13, 2020. Counsel filed the Anders brief of appellant and designation of matter in the case of The State of South Carolina v. Courtney Brock with the Court of Appeals on August 11, 2020. Counsel filed the petition for rehearing in the case of The State of South Carolina v. Steven Barnes with the Court of Appeals on August 6, 2020. Counsel filed the petition for rehearing in the case of The State of South Carolina v. Johnathan Green with the Court of Appeals on August 5, 2020.

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

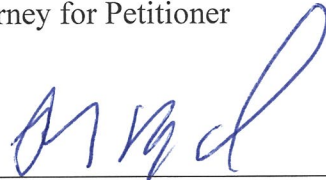
5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through October 31, 2020. That emailed general consent was dated September 28, 2020.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, 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 5<sup>th</sup> day of October, 2020