

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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

RECEIVED

Oct 05 2020

S.C. SUPREME COURT

FRED JACK SANDERS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2020-000712

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

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 his 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. Andre Deshawn Posey with the Court of Appeals on September 16, 2020. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Shaquille Dozier with the Court of Appeals on September 4, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Eric T. Spears v. The State of South Carolina with the United States Supreme Court on August 28, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Darrin Houser with the Court of Appeals on August 26, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Michael Wiggs with the Court of Appeals on August 26, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Albert Lee Witherspoon v. The State with this Court on July 27, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Gilbert Edward Day v. The State with this Court on July 27, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Edmund Pinckney with the Court of Appeals on July 27, 2020.

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

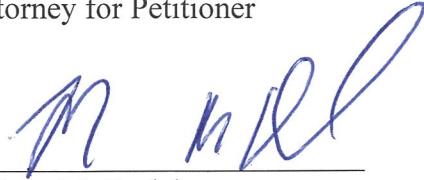
5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through October 31, 2020. That emailed general consent was dated September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

A handwritten signature in blue ink, appearing to read "Victor R. Seeger", written over a horizontal line.

Victor R. Seeger
Appellate Defender
Attorney for Petitioner

A handwritten signature in blue ink, appearing to read "R. M. Dudek", written over a horizontal line.

Robert M. Dudek
Chief Appellate Defender

This 5th day of October, 2020