

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Abbeville County

Casey L. Manning, Circuit Court Judge

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Oct 09 2020

S.C. SUPREME COURT

KEITH DENVER TATE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2020-000496

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

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Counsel for Keith Denver Tate respectfully requests a **final thirty (30) day extension, until November 9, 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 Keith Denver Tate 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. On October 1, 2020, counsel filed the brief of appellant and designation of matter in The State v. Worth Myers with the Court of Appeals. On September 29, 2020, counsel filed the brief of petitioner in The State v. Shane Alexander Washington with the Supreme Court. On September 21, 2020, counsel filed the brief of appellant and designation of matter in The State v. Kenneth Lee Brown with the Court of Appeals. On August 26, 2020, counsel filed the initial reply brief of appellant and designation of matter in The State v. Tammy Caison Moorner with the Court of Appeals. On August 20, 2020, counsel filed the brief of appellant and designation of matter in The State v. William Z. Newton with the Court of Appeals. On August 14, 2020, counsel filed the initial brief of appellant and designation of matter in The State v. Clifton Eugene Smith with the Court of Appeals. On August 4, 2020, counsel filed the brief of appellant and designation of matter in The State v. Jacob Ryan Aljoe with the Court of Appeals. On July 31, 2020, counsel filed the brief of appellant and designation of matter in The State v. Carnell Davis with the Court of Appeals. On July 23, 2020, counsel filed the initial brief of appellant and designation of matter in The State v. Nyquan Tykie Brown with the Court of Appeals. On July 15, 2020, counsel filed the brief of petitioner in The State v. Jonathan Donell Rhodes with the Supreme Court. On July 13, 2020, counsel filed the initial brief of appellant and designation of matter in The State v. Samuel Hawkins, Jr. with the Court of Appeals.

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

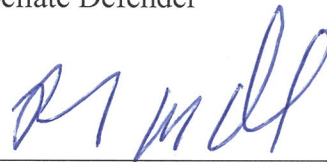
5. On September 28, 2020, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing by

Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through October 31, 2020.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until November 9, 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.

Respectfully submitted,

s/ Lara M. Caudy  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

This 9th day of October, 2020.