

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Fairfield County

Dennis R. Markley, Circuit Court Judge

RECEIVED

Nov 04 2020

S.C. SUPREME COURT

MICHAEL D. WILLIAMS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2020-000565

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

Counsel for Michael D. Williams respectfully requests a **final thirty (30) day extension, until December 4, 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 Michael D. Williams 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 30, 2020, counsel filed the petition for writ of certiorari and accompanying appendix in Armando Chestnut v. The State with the Supreme Court. On October 23, 2020, counsel, along with co-counsel, filed the initial brief of appellant and designation of matter in the death penalty case of The State v. Timothy Ray Jones, Jr. with the Supreme Court. On October 15, 2020, counsel had an oral argument in The State v. Samuel Jolly before the Court of Appeals. On October 13, 2020, counsel had an oral argument in The State v. Russell Levon Johnson before the Court of Appeals. On October 1, 2020, counsel filed the brief of appellant and designation of matter in The State v. Worth G. 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.


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

5. On October 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 November 30, 2020.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until December 4, 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,


Lara M. Caudy
Appellate Defender


Robert M. Dudek
Chief Appellate Defender

This 4th day of November, 2020.