

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Lexington County
Honorable J. Derham Cole, Circuit Court Judge

RECEIVED

Nov 04 2020

S.C. SUPREME COURT

RODERQUIZ COOK,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2020-000972

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 Johnson Petition for writ of certiorari and accompanying appendix in the case of Joanie Holcombe v. State with the Supreme Court on October 30, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Nancy Carswell with the Court of Appeals on October 21, 2020. Counsel filed the Anders brief and Record on Appeal in the case of State v. Pamela Tackett with the Court of Appeals on October 21, 2020. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of Brian Willie Benson Lewis v. State with the Supreme Court on October 16, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Eric Charles Peterson with the Court of Appeals on September 25, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Curtis Allen Babb, Jr. with the Court of Appeals on September 23, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Yusuf Aquil v. State with the Supreme Court on September 9, 2020. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Donald Frank Halstead with the Court of Appeals on August 26, 2020. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Rasheem Thomas with the Court of Appeals on July 31, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Michael Williams with the Court of Appeals on July 27, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Sherry McMahan with the Court of Appeals on July 27, 2020.

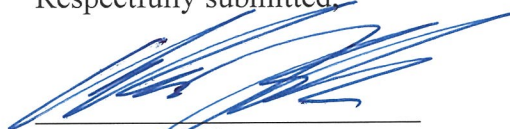
4. Counsel makes this request in good faith and not for purpose of delay.

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

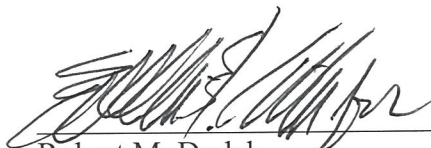
Donald J. Zelenka for all Appellate Defense extensions through November 30, 2020. That emailed general consent was dated October 28, 2020.

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,



Adam S. Ruffin
Appellate Defender
Attorney for Petitioner



Robert M. Dudek
Chief Appellate Defender

This 4th day of November, 2020