

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Greenville County
Honorable Edward W. Miller, Circuit Court Judge

RECEIVED

Oct 23 2020

S.C. SUPREME COURT

CARL STANLEY AIKEN,

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 Joanie Holcombe respectfully requests a **final thirty (30) day extension, until November 23, 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 filed with the Court today. The Court has granted counsel two previous extensions.
2. Counsel for Carl Stanley Aiken 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 will file the initial brief of appellant and designation of matter in the case of Nancy Carswell v. State with the Court of Appeals today, October 21, 2020. Counsel will file the Anders brief and Record on Appeal in the case of Pamela Tackett v. State with the Court of Appeals today, 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 Eric Charles Peterson v. State with the Court of Appeals on September 25, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of Curtis Allen Babb, Jr. v. State 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 Michael Williams v. State 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 **final thirty (30) day extension, until November 23, 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 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 23rd day of October, 2020.