

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Edgefield County

J. Derham Cole, Circuit Court Judge

RECEIVED

Dec 23 2020

S.C. SUPREME COURT

FREDERICK DALE HARVEY, JR.

PETITIONER,

V.

THE STATE,

RESPONDENT.

APPELLATE CASE NO. 2020-000965

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

Counsel for Frederick Dale Harvey, Jr. 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, December 23, 2020.
2. Counsel for Frederick Dale Harvey, Jr. 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. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Arthur L. Singleton v. The State with this Court on December 7, 2020. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Jamel Dajour Williams with the Court of Appeals on December 1, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Melvin James White with the Court of Appeals on November 20, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Genuine Truth Banner v. The State with this Court on November 6, 2020.

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

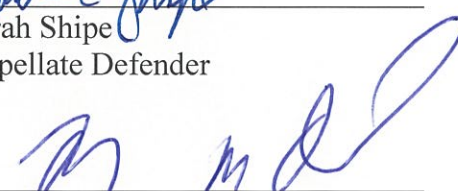
5. Counsel for the Attorney General's office has been informed of this request.

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 for writ of certiorari and appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Sarah Shipe
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 23rd day of December, 2020.