

RECEIVED

Dec 30 2020

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Horry County
Honorable George M. McFaddin, Circuit Court Judge

EBON ROBERTS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2020-001180

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 return to State's petition for rehearing in the case of The State v. Franklin Mosier with the Court of Appeals on December 14, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. John Davenport with the Court of Appeals on December 9, 2020. Counsel filed the petition for writ of certiorari and appendix in the case of Fred Sanders v. The State of South Carolina with this Court on December 4, 2020. Counsel filed the brief of petitioner in the case of Dwayne Rudd v. The State of South Carolina in the Court of Appeals on December 1, 2020. Counsel filed the Anders brief of appellant and designation of matter in the case of The State v. Frazier Singleton with the Court of Appeals on November 13, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Tavis Colston with the Court of Appeals on November 9, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Antonio R. Lee with the Court of Appeals on October 30, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Lavond Tayano Keitt with the Court of Appeals on October 12, 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 December 31, 2020. That emailed general consent was dated November 25, 2020.

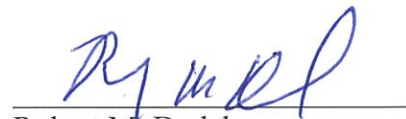
WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the petition for writ of certiorari and appendix in this case based upon

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,

A handwritten signature in blue ink, appearing to read "Victor R. Seeger", written over a horizontal line.

Victor R. Seeger
Appellate Defender
Attorney for Petitioner

A handwritten signature in blue ink, appearing to read "R. M. Dudek", written over a horizontal line.

Robert M. Dudek
Chief Appellate Defender

This 30th day of December, 2020