

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Spartanburg County

J. Derham Cole, Circuit Court Judge

RECEIVED

Jan 04 2021

S.C. SUPREME COURT

ANDRES ANTONIO TORRES,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2020-000842

PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI AND
ACCOMPANYING APPENDIX

The undersigned counsel respectfully requests a **final thirty-day extension, from January 4, 2021 until February 3, 2021**, in which to file the petition for writ of certiorari and accompanying appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today, January 4, 2020.
2. Counsel filed the return to the petition for writ of certiorari to the Court of Appeals in the case of The State v. Javon Dion Gibbs with this Court on December 18, 2020. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Walter Murrey

with the Court of Appeals on December 17, 2020. Counsel had an oral argument before this Court on December 9, 2020 in The State v. Joseph Bowers. Counsel filed the brief of appellant and designation of matter in the case of The State v. Franklin Pierre Dover with the Court of Appeals on December 1, 2020. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Robert Frost v. The State with this Court on November 20, 2020. Counsel had an oral argument before this Court on November 17, 2020 in The State v. Ahshaad Mykiel Owens. Counsel filed the brief of appellant and designation of matter in the case of The State v. Robert Wayne Eaves with the Court of Appeals on November 13, 2020. As stated in the last extension request, **Counsel had missed a not inconsiderable amount of time from work due to illness, doctor appointments, and visits with specialists. Counsel has extensive administrative duties as the Chief Appellate Defender, including administrative and Appellate Project oversight, and management of the work from home personnel during this COVID-19 pandemic.**

Co-counsel Susan Barber Hackett

Co-Counsel Susan Hackett filed the petition for writ of certiorari in the case of Jon W. Jarrard, Sr. v. The State in this Court on December 30, 2020. Counsel filed the return to the petition for writ of certiorari in the case of State v. Mack Seal Washington in this Court on December 21, 2020. Counsel filed an Anders brief of appellant, designation of matter, and record on appeal in the case of State v. Jason Riley Galloway in the Court of Appeals on December 21, 2020. Counsel filed an Anders brief of appellant, designation of matter, and record on appeal in the case of State v. Roshamel Parker in the Court of Appeals on December 9, 2020. On December 8, 2020, Counsel participated on a panel in the Appellate Practice Project CLE. On December 4, 2020, counsel represented Kinjta Kadeem Sadler at a hearing on a motion filed by the state in a post-conviction relief action. Counsel filed an initial brief of appellant, designation

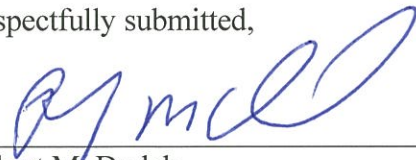
of matter, in the case of State v. Chesnee Labri Mattress in the Court of Appeals on December 1, 2020. Counsel filed the second petition for writ of certiorari and supplemental appendix in the case of William McCladdie v. State in the Court of Appeals on November 25, 2020. On November 23, 2020, Counsel presented on the topic of Suppression of Statements at the Public Defense 101: Fundamentals of the Profession Conference. Counsel filed the return to the petition for writ of certiorari in the case of Renata Jones v. State in this Court on November 12, 2020. Counsel presented on the topic of Ethics in Plea Negotiations on November 6, 2020, at a Webinar entitled Collateral Consequences of Criminal Convictions.

3. Oposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the extended thirty-day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through January 31, 2021. That extended, emailed general consent was dated December 23, 2020.

4. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, from January 4, 2021 until February 3, 2021**, in which to file the petition for writ of certiorari and accompanying appendix. Counsel respectfully requests that the time limits for filing the petition for writ of certiorari and accompanying appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender

Susan B. Hackett
Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervey B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training
Director

January 4, 2021