

STATE OF SOUTH CAROLINA

 ORIGINAL

IN THE SUPREME COURT

RECEIVED

Certiorari to Newberry County

JUN - 8 2012

Frank R. Addy, Circuit Court Judge

S.C. Supreme Court

JAMES WILLIE ELKINS, JR.,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2011-203629

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

The undersigned counsel would respectfully request a **final thirty-day extension, until July 9, 2012**, in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by two prior orders of this Court.
2. Counsel is filing the petition for writ of certiorari and accompanying appendix in the case of Alonzo Key v. State in this Court today, June 8, 2012. Counsel had an oral argument in the case of State v. Rafael Horlbeck in the Court of Appeals on

June 6, 2012. Additionally, Counsel filed the initial brief of appellant and designation of matter in the case of Issac McDaniel v. State in the Court of Appeals on June 6, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Timothy Young v. State in this Court on May 29, 2012. Counsel filed the brief of appellant and designation of matter in the case of State v. Joshua Aaron Balkind in the Court of Appeals on May 24, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Werner Scott Haddon v. State in this Court on May 23, 2012. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Thomas O. White v. State in this Court, and the petition for writ of certiorari and accompanying appendix in the case of State v. Vashaun Ravenel in the Court of Appeals on May 16, 2012. Counsel had an oral argument in the Court of Appeals in the case of Barrett Bernard Harris v. State on May 9, 2012. In addition, Counsel filed the petitions for writ of certiorari and accompanying appendices in the case of Nicanor Perez Rodriguez v. State and Reginald Davis v. State in this Court on May 9, 2012. Counsel filed the petitions for writ of certiorari and accompanying appendices in the cases of Demarcus Kentrail Bussey v. State, Sherrod Miller v. State and Albert Romero Lopez v. State in this Court on Monday, May 7, 2012. In April, 2012, Counsel filed the petitions for writ of certiorari and accompanying appendices in the cases of Leonard Green v. State, Isiah T. Smith v. State, Hazel Stoudemire v. State and Albert C. Smith, II v. State, as well as the return to the petition for writ of certiorari in the case of Jonathan Hill v. State. Additionally in April, 2012, Counsel filed the petition for rehearing in the case of State v. Benjamin P. Green, the initial brief of appellant and

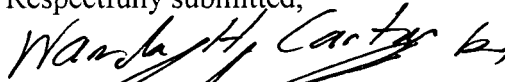
designation of matter in the case of State v. Demetrick McQueen, and Counsel had an oral argument in the case of State v. Kevin J. Williams, Sr.

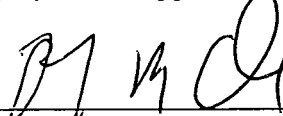
3. This request is made in good faith, and not for purposes of delay. Counsel is striving to limit the number of extensions requested. Counsel is attempting to complete the cases with the most number of extensions first.

4. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, until July 9, 2012**, in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,


~~Wanda H. Carter~~ *by permission*
Wanda H. Carter
Deputy Chief Appellate Defender


Robert M. Dudek
Chief Appellate Defender

June 8, 2012

I DO NOT OPPOSE:

for 
J. Rulledge Johnson