

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Spartanburg County
Roger L. Couch, Circuit Court Judge

RECEIVED

APR - 8 2013

S.C. Supreme Court

PHILLIP WESLEY SAWYER,

RESPONDENT,

v.

STATE OF SOUTH CAROLINA,

PETITIONER

APPELLATE CASE NO. 2011-201206

**PETITION FOR EXTENSION TO FILE
BRIEF OF RESPONDENT**

The undersigned counsel would respectfully request a thirty day extension in which to file the brief of respondent in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The brief of respondent in this case is due to be served and filed today, having been extended by one prior order of this Court.

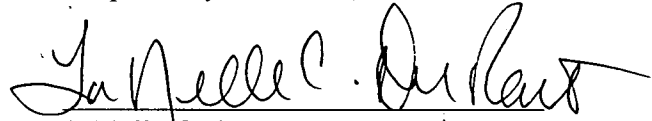
2. On April 3, 2013, counsel filed a petition for writ of certiorari and accompanying appendix in Christopher O'Neal Pringle v. State with this Court. On April 3, 2013, counsel held an oral argument in State v. David Jakes before the Court of Appeals; and counsel held an oral argument in State v. Anthony Martin before the Court of Appeals. On April 2, 2013, counsel held an oral argument with this Court in the case of Clarence Logan, Jr. v. State. On March 27, 2013, counsel filed a petition for writ of

certiorari and accompanying appendix in Alfred Redwine v. State with this Court. On March 14, 2013, counsel filed a petition for writ of certiorari and accompanying appendix in the United States Supreme Court in Bryan Phillips v. State. On March 7, 2013, counsel held an oral argument in State v. Daniel Rogers before the Court of Appeals. On March 5, 2013, counsel held an oral argument in The Matter of the Care and Treatment of Thomas Simmons before this Court; and counsel held an oral argument in State v. Alonza Dennis before the Court of Appeals. On March 4, 2013, counsel filed a petition for writ of certiorari and accompanying appendix in Robert Young v. State with this Court. On March 1, 2013, counsel filed a petition for writ of certiorari and accompanying appendix in David Wilson v. State with this Court. On February 28, 2013, counsel filed a Johnson petition for writ of certiorari and accompanying appendix and supplemental appendix in Lakendrick K. Leverette v. State with this Court. On February 22, 2013, counsel filed a Johnson petition for writ of certiorari and accompanying appendix in Phillip Sims v. State with this Court. On February 14, 2013, counsel filed a initial brief of appellant and designation of matter in State v. Travas Jones in the Court of Appeals; counsel filed a petition for rehearing in State v. Jimmy Lee Sessions in the Court of Appeals; counsel filed a petition for rehearing in State v. Bobby J. Barton in the Court of Appeals; and counsel filed a petition for writ of certiorari and accompanying appendix in George Moses v. State with this Court. On February 5, 2013, counsel held an oral argument in State v. Demetrius Goodwin before the Court of Appeals.

3. This request is made in good faith, and not for purposes of delay.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to file the brief of respondent in this case. Counsel requests that the time limits for filing the brief of respondent be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A handwritten signature in black ink, reading "LaNelle C. Durant". The signature is written in a cursive style with a long horizontal flourish extending to the right.

LaNelle C. Durant
Appellate Defender

April 8, 2013

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Spartanburg County
Roger L. Couch, Circuit Court Judge

PHILLIP WESLEY SAWYER,

RESPONDENT,

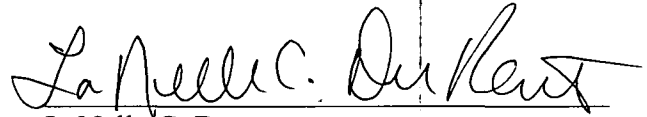
V.

STATE OF SOUTH CAROLINA,

PETITIONER

CERTIFICATE OF SERVICE

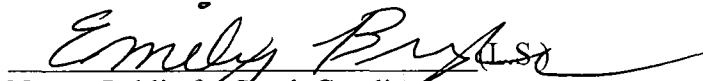
The undersigned attorney hereby certifies the petition in which to file the brief of respondent in the above referenced case has been served upon William M. Blich, Jr., Esquire, Assistant General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Rm. 519, Columbia, SC 29201, this 8th day of April, 2013.



LaNelle C. Durant
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 8th day of April, 2013.



Emily B. [unclear]
Notary Public for South Carolina
My Commission Expires: November 16, 2022.