

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Sumter County
R. Kirk Griffin, Circuit Court Judge

RECEIVED

Aug 16 2021

S.C. SUPREME COURT

FAVIAN A. HAYES,

PETITIONER,

V.

THE STATE,

RESPONDENT.

APPELLATE CASE NO. 2021-000445

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

Counsel for Favian A. Hayes 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, August 16, 2021.
2. Counsel for Favian A. Hayes 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.

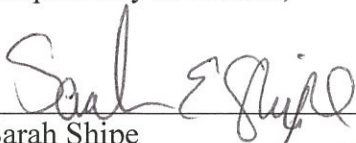
3. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of The State v. Allen Charron Williams, Jr. with this Court on July 29, 2021. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Kendrick L. Mims v. The State with this Court on July 14, 2021. Counsel filed the petition for rehearing in the case of The State v. Allen Charron Williams, Jr. with the Court of Appeals on June 24, 2021. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Aquavious Ray v. The State with this Court on June 23, 2021. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Markese Christopher Wilson with the Court of Appeals on June 18, 2021.

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 16th day of August, 2021.