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Aug 23 2021

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Greenville County

R. Lawton McIntosh, Circuit Court Judge

KENDALL DONYALE ARNOLD,

PETITIONER,

V.

THE STATE,

RESPONDENT.

APPELLATE CASE NO. 2021-000334

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

Counsel for Kendall Donyale Arnold 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 23, 2021.
2. Counsel for Kendall Donyale Arnold 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.

4. Counsel makes this request in good faith and not for purpose of delay.

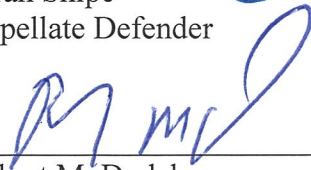
5. Counsel for the Attorney General's office has been informed of this request.

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 23rd day of August, 2021.

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Greenville County

R. Lawton McIntosh, Circuit Court Judge

KENDALL DONYALE ARNOLD,

PETITIONER,

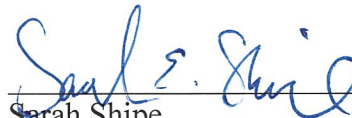
V.

THE STATE,

RESPONDENT.

CERTIFICATE OF SERVICE

Pursuant to the Supreme Court's Order "RE: Operation of the Appellate Courts During the Coronavirus Emergency," dated March 20, 2020, the undersigned hereby certifies a true copy of the Motion for an Extension of Time in which to file the Petition for Writ of Certiorari and Appendix in the above-referenced case has been served upon Taylor Z. Smith, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 23rd day of August, 2021.



Sarah Shipe
Appellate Defender

ATTORNEY FOR PETITIONER