

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Greenville County

D. Garrison Hill, Circuit Court Judge

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RECEIVED

MAY 6 2013

S.C. Supreme Court

PHILLIP KEATHE CAREY,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2012-212575

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

\_\_\_\_\_

The undersigned counsel respectfully requests a thirty-day extension 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:

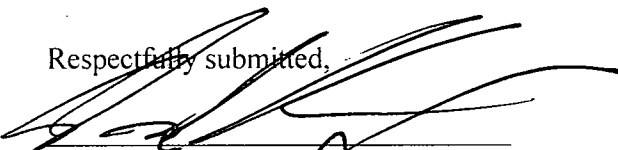
1. The petition for writ of certiorari and accompanying appendix in this case are due to be served and filed today.
2. Counsel is currently working on a **death penalty case** in Marion Bowman v. State. Counsel had an oral argument in the case of State v. Paris Avery in this Court on Tuesday, April 30, 2013. Counsel had an oral argument in the case of State v. James Miller in this Court on

Thursday, May 2, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Terrence A. Baker v. State and James Corbett v. State both in this Court on Monday, April 29, 2013. Counsel filed a Petition for Writ of Certiorari with the United States Supreme Court in the case of Danny Brown v. State of South Carolina on Tuesday, April 23, 2013. On Friday, April 12, 2013 counsel filed the brief of appellant and designation of matter in State v. Steven Kranendonk in the Court of Appeals. On Thursday April 11, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of John Barbare v. State in this Court. On Wednesday, April 10, 2013, counsel filed the brief of appellant and designation of matter in State v. Tyris Bernard Glover in the Court of Appeals. On Monday April, 8 2013, counsel filed the initial brief of appellant and designation of matter In the interest of Bryson W.. A Minor in the Court of Appeals. On Thursday, April 4, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Angel Gonzales v. State in this Court. On Monday, March 25, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jeffery Augustine v. State in this Court. On Friday, March 22, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Boyce Lee Nesbitt v. State in the this Court. On Thursday March 21, 2013, counsel filed the initial brief of appellant and designation of matter in State v. In the interest of Tyairy G., A Minor in the Court of Appeals. On Friday, March 15, 2013, counsel filed the brief of appellant and record on appeal in State v. Antwon Byars in the Court of Appeals. Counsel also filed the initial brief of appellant and designation of matter in State v. Henry Gray in the Court of Appeals. On Monday, March 11, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Adrian A. Allen v. State in this Court. Wednesday, March 6, 2013, counsel filed the brief of appellant and record on appeal in State v. Kurt Kalani Sparks in the Court of Appeals. On Friday, March 1, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of Sherman Dewalt v. State in this Court.

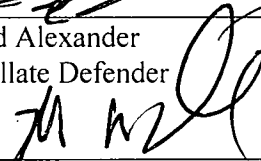
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. 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,



David Alexander  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

May 6, 2013

I do not oppose:



Karen Ratigan