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Feb 23 2022

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Greenville County
Honorable Debra R. McCaslin, Circuit Court Judge

EMMANUEL M. RODRIGUEZ,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2021-001061

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

Counsel for petitioner 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.
2. Counsel for petitioner 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.

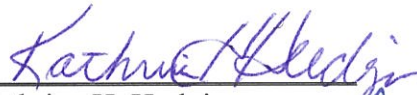
3. Counsel filed the Reply Brief of Appellant Pursuant to White v. State in the case of Adonis Williams v. The State with the Court of Appeals on February 22, 2022. Counsel filed the brief of respondent in the case of State v. Guadalupe Guzman Morales with this Court on February 18, 2022. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Craig George with the Court of Appeals on February 11, 2022. Counsel filed the brief of petitioner in the case of Nathaniel Mitchell v. The State with the Court of Appeals on February 4, 2022. Counsel filed the petition for rehearing in the case of The State v. Thomas Stephen Acker with the Court of Appeals on February 3, 2022. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State v. Byron Labron Rivers with this Court on January 18, 2022. Counsel filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of The State v. Allen Angelo Fields with this Court on January 13, 2022. Counsel filed the return to petition for rehearing in the case of The State v. Kelvin Jones with this Court on January 10, 2022. Counsel filed the brief of petitioner in the case of Mitchell Logan Hinson v. The State with the Court of Appeals on January 10, 2022.

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

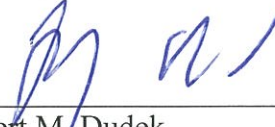
5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty-day general consent granted by email from Deputy Attorney General Donald J. Zelenka dated January 31, 2022 for all Appellate Defense extensions through February 28, 2022.

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 be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Kathrine H. Hudgins
Appellate Defender
Attorney for Petitioner



Robert M. Dudek
Chief Appellate Defender

This 23rd day of February, 2022