

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Richland County
G. Thomas Cooper, Jr., Circuit Court Judge

RECEIVED
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SC Court of Appeals

STATE OF SOUTH CAROLINA,

RESPONDENT,

V.

FORREST KELLY SAMPLES,

APPELLANT.

Appellate Case No. 2012-212342

PETITION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

The undersigned counsel respectfully requests a **final thirty day extension, until June 3, 2013**, in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed today.
2. This case was assigned to Dayne Phillips, whose last day with the Appellate Division was Friday, April 5, 2013. Undersigned counsel has assumed Mr. Phillip's caseload effective April 9, 2013, and has been reassigned to handle the present case. This is undersigned counsel's first extension request in this case. Counsel is working on and plans to file the petitions

for writ of certiorari and accompanying appendices in the cases of Mable Lee-Bey v. State and Gary Waiters v. State in the Supreme Court this week. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jerry Whitfield v. State in the Supreme Court on April 24, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Donald Anderson in this Court on April 19, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Eric LaGeorge Mouzon v. State in the Supreme Court on April 16, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Little Johnny Lee Mackey v. State in the Supreme Court on April 12, 2013.

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

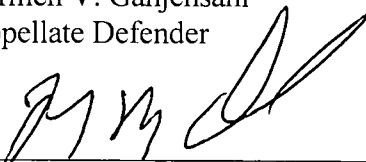
4. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty day extension, until June 3, 2013**. Counsel respectfully requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

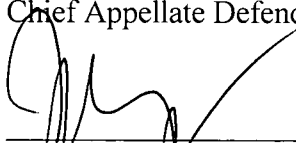
Respectfully submitted,



Carmen V. Ganjehsani
Appellate Defender



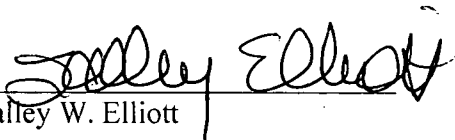
Robert M. Dudek
Chief Appellate Defender



T. Patton Adams
Executive Director
J. Hugh Ryan, III
General Counsel

May 2, 2013

I DO NOT OPPOSE:



Salley W. Elliott