

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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Certiorari to Lexington County

Honorable Courtney Clyburn-Pope, Circuit Court Judge

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RAPHAEL L. PONTOO,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2021-001217

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

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Counsel for Raphael L. Pontoo respectfully requests a **final thirty (30) day extension, until April 11, 2022**, 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 third 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 Raphael L. Pontoo 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.

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3. Counsel will be filing the initial brief of appellant in the State v. Corey Rashad Brown with the Court of Appeals on this same day, March 11, 2022.

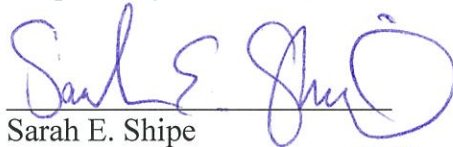
4. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Jeffery James Williams with this Court on March 9, 2022. Counsel filed the initial brief of appellant in the State v. Anterius Smith with the Court of Appeals on March 7, 2022. Counsel filed the initial brief of appellant in the State v. Levy Brown with the Court of Appeals on February 7, 2022. Counsel filed the reply to return to petition for writ of certiorari to the Court of Appeals in the case of State v. Carmie Josette Nelson with this Court on January 18, 2022.

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

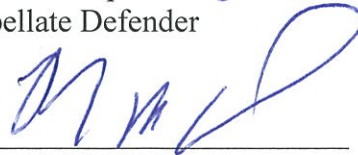
6. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty day general consent granted by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through March 31, 2022. That emailed general consent was dated February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

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until April 11, 2022**, 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,



Sarah E. Shipe  
Appellate Defender



Robert M. Dudek  
Chief Appellate Defender

This 11<sup>th</sup> day of March, 2022