

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Spartanburg County
Roger L. Couch, Circuit Court Judge

COPY

PHILLIP WESLEY SAWYER,

RESPONDENT,

v.

STATE OF SOUTH CAROLINA,

PETITIONER

APPELLATE CASE NO. 2011-201206

**PETITION FOR EXTENSION TO FILE
BRIEF OF RESPONDENT**

The undersigned counsel would respectfully request a **final thirty (30) day extension, until June 7, 2013** in which to file the brief of respondent in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The brief of respondent in this case is due to be served and filed today, having been extended by two prior orders of this Court.
2. Counsel has an oral argument in the case of The State v. David N. Rhoad in the Court of Appeals today, May 7, 2013. Counsel had an oral argument in the case of The State v. Michael Milledge in the Court of Appeals on May 6, 2013. Counsel filed the Petition for writ of certiorari and accompanying appendix in the case of Jovon Brown v. The State of South Carolina with the Supreme Court on May 1, 2013. Counsel filed the Petition for Rehearing in the case of The State v. Eugene D. Patterson with the Court of Appeals on May 1, 2013. Counsel filed the

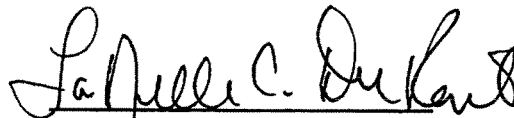
Johnson Petition for Writ of Certiorari in the case of Giles Belcher v. State of South Carolina with the Supreme Court on April 24, 2013. Counsel filed the Johnson Petition for Writ of Certiorari in the case of Jeremy J. Jeter v. State of South Carolina with the Supreme Court on April 24, 2013. Counsel filed the Brief of Petitioner in the case of In the Matter of the Care and Treatment of Gilbert Gonzalez in the Supreme Court on April 23, 2012. Counsel filed the Brief of Petitioner and the Brief of Respondent in the case of In the Matter of Care and Treatment of Vince Neal Way in the Supreme Court on April 23, 2013. Counsel filed the petition for rehearing in the case of State v. Alonza Dennis in the Court of Appeals on April 18, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Justin Nelson v. State with the Supreme Court on April 15, 2013. Counsel had an oral argument in the case of State v. Ronald Gooden in the Court of Appeals on April 10, 2013. Counsel had an oral argument in the case of State v. John Mack with the Court of Appeals on April 9, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Christopher O'Neal Pringle v. State in the Supreme Court on April 3, 2013. Counsel had an oral argument in the case of State v. David Jakes with the Court of Appeals on April 3, 2013. Counsel had an oral argument in the case of State v. Anthony Martin in the Court of Appeals on April 3, 2013. Counsel had an oral argument in the case of State v. Clarence Logan, Jr. with the Supreme Court on April 2, 2013. Counsel had an oral argument in the case of State v. Eugene Patterson in the Court of Appeals on April 1, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Alfred Redwine v. State with the Supreme Court on March 27, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Bryan Phillips v. State in the United States Supreme Court on March 14, 2013.

Counsel had an oral argument in the case of State v. Daniel Rogers in the Court of Appeals on March 7, 2013.

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

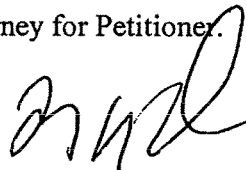
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until June 7, 2013** in which to file the brief of respondent in this case. Counsel requests that the time limits for filing the brief of respondent be held in abeyance pending a ruling on this motion.

Respectfully submitted,



LaNelle C. Durant
Appellate Defender

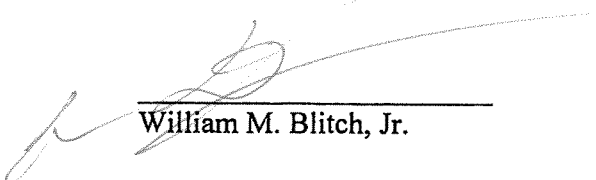
Attorney for Petitioner.



Robert M. Dudek
Chief Appellate Defender

This 8th May, 2013.

I consent:



William M. Blich, Jr.