

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Richland County

Honorable George M. McFaddin, Circuit Court Judge

XAVIER U. BRANNON,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2021-001015

MOTION FOR AN EXTENSION TO SERVE AND FILE
THE PETITION FOR WRIT OF CERTIORARI
AND APPENDIX

Counsel for Xavier U. Brannon respectfully requests a **final thirty (30) day extension, until May 16, 2022**, in which to serve and 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 Xavier U. Brannon respectfully submits that extraordinary

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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 his caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the Motion to Hold in Abeyance in the case of Theodore Jerry Bolick v. The State with the Court of Appeals on March 28, 2022. Counsel filed the Anders Brief of Appellant in the case of The State v. George Riley Dreher with the Court of Appeals on March 16, 2022. Counsel filed the Anders Brief of Appellant in the case of The State v. Craig Corey Cooper with the Court of Appeals on March 7, 2022. Counsel appeared before the Court of Appeals for oral argument in the case of The State v. Phillip Lowery on March 8, 2022. Counsel filed the Johnson Petition for Writ of Certiorari in the case of Robert T. Gentry v. The State with the South Carolina Supreme Court on February 24, 2022. Counsel appeared for oral argument before the Court of Appeals in the case of Dameion Rivers v. The State on February 16, 2022. Counsel filed the Brief of Respondent in the case of In the Interest of Christopher H., A Juvenile with the South Carolina Supreme Court on February 14, 2022.

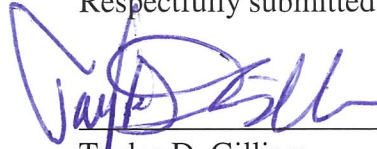
4. Counsel makes this request in good faith and not for purpose of delay.

5. On March 31, 2022, opposing counsel, the Office of the Attorney General, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through April 30, 2022.

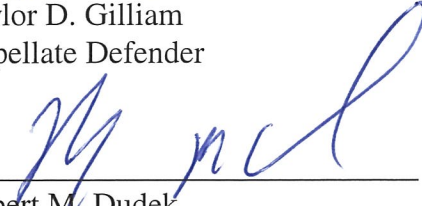
WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension until May 16, 2022**, in which to serve and file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that

time limits for filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Taylor D. Gilliam
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 14th day of April, 2022.