

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

RECEIVED

May 11 2022

S.C. SUPREME COURT

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Certiorari to Chesterfield County

Honorable Michael G. Nettles, Circuit Court Judge  
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BRENTON X. DAVIS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2021-001157  
\_\_\_\_\_

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

Counsel for Breton X. Davis respectfully requests a **final thirty (30) day extension, until June 10, 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 Breton X. Davis 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 his caseload, counsel hopes that no further extension requests will be required.


3. Counsel filed the petition for writ of certiorari and appendix in the case of Sam Bunch v. The State with this Court on May 6, 2022. Counsel filed the return to petition for rehearing in the case of Larry James Tyler v. The State with the Court of Appeals on May 2, 2022. Counsel filed the Anders brief of appellant and designation of matter in the case of State v. Michaelis Ramsey with the Court of Appeals on April 19, 2022. Counsel filed the initial brief of appellant and designation of matter in the case of In the Matter of the Care and Treatment of Jeffrey S. Owens with the Court of Appeals on April 11, 2022. Counsel filed the reply brief of petitioner in the case of Edward Maurice Dunn, Jr. v. The State with the Court of Appeals on March 31, 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 April 28, 2022 for all Appellate Defense extensions through May 31, 2022.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension, until June 10, 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,

  
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Victor R. Seeger  
Appellate Defender

  
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Robert M. Dudek  
Chief Appellate Defender

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