

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

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Feb 26 2024

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APPEAL FROM OCONEE COUNTY  
Court of Common Pleas  
The Honorable G.D. Morgan, PCR Judge  
The Honorable Gerald C. Smoak, Circuit Judge

S.C. SUPREME COURT

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Appellate Case No. 2023-000368

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Daniel Lewis Crowe, SCDC #358878,

Petitioner,

v.

State Of South Carolina,

Respondent.

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**MOTION FOR A FOURTH EXTENSION OF TIME TO SERVE AND FILE THE  
RETURN TO PETITION FOR A WRIT OF CERTIORARI**

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Counsel for Respondent respectfully moves for a **fourth** and **final** extension of thirty (30) days in which to serve and file the Petition for Writ of Certiorari and Appendix in this case. This is a fourth request for an extension. In support of this request, counsel shows<sup>1</sup>:

1. The Return to Petition for a Writ of Certiorari is due to be served and filed with the Court today, February 26, 2024.
2. Undersigned Counsel asks to be substituted as attorney of record in this case.

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<sup>1</sup> In compliance with: In Re: Extensions in Criminal and Post-Conviction Relief Cases, (S.C. Sup. Ct. order dated March 18, 2009) (Davis Adv. Sh. No. 13 at 1).

3. Counsel for Respondent respectfully submits that extraordinary circumstances exist that warrant the granting of an additional time extension. Given the number of extensions previously granted and the order in which counsel attempts to manage her heavy caseload, Counsel hopes that no further extension requests will be required.
4. Counsel had a term of court on January 8 – 12, 2024, in the Fifth Judicial Circuit, in which Counsel is preparing orders.
5. Counsel had a term of court on January 22 – 26, 2024, in the Twelfth Judicial Circuit, in which Counsel is preparing orders.
6. Counsel had a term of court on February 20 – 23, 2024, in the Sixth Judicial Circuit, in which Counsel is preparing orders.
7. In the last month, Counsel has had multiple PCR filings due with the lower courts in the Tenth, Fifth, Sixth, and Twelfth Judicial Circuits.
8. This extension request is made in good faith and not intended for delay, but rather due to counsel's heavy workload and to ensure the return is properly researched and prepared.
9. Opposing counsel has graciously consented to this request via email and interagency agreement.


WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to serve and file the Return to Petition for Writ of Certiorari in this case based upon the above exigent circumstances.

**|SIGNATURE PAGE FOLLOWS|**

Respectfully submitted,

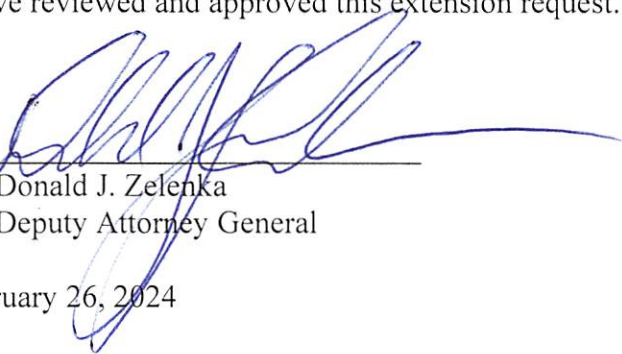
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ATTORNEYS FOR RESPONDENT

I have reviewed and approved this extension request.

By:   
Donald J. Zelenka  
Deputy Attorney General

February 26, 2024