

IN THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM SUMTER COUNTY
Court of Common Pleas

Honorable Michael Nettles, Circuit Court Judge

Case No. 08-CP-43-00905
Appellate Case No. 2013-001968

Bobby Wayne Stone, Petitioner,

v.

State of South Carolina, Respondent.

PETITIONER'S MOTION FOR EXTENSION
OF TIME TO FILE APPENDIX
AND PETITION FOR WRIT OF CERTIORARI

Petitioner, Bobby Wayne Stone, through undersigned counsel, for the reasons stated below, respectfully requests that this Court grant an extension of time for 30 days to file the Petition for Writ of Certiorari and the Appendix presently due for filing on May 16, 2014. The reasons for this motion are as follows:

1. Undersigned counsel has completed a draft of the Petition and compiled the necessary materials for the Appendix. However, after an initial copy of the Appendix was compiled, numbered and returned from an outside printing company, counsel discovered several errors, including certain

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S.C. SUPREME COURT

pages that were incorrectly reproduced rendering them illegible as well as several missing items that should have been included in the Appendix but were erroneously not included. Counsel has contacted the printing company about these errors and is working to correct them.¹ However, additional time is necessary to correct these errors, properly compile a complete copy of the Appendix, and accurately reference the correct Appendix pages in the Petition for writ of certiorari.

2. Moreover, undersigned counsel has contacted counsel for respondent, Alphonso Simon, and he has no objection to this request.

3. Undersigned counsel reasonably believes that an extension is needed to thoroughly and accurately correct any issues with the Appendix for this case. This request is made in good faith and is not intended to cause unnecessary delay.

THEREFORE, for the reasons stated above, petitioner respectfully submits that an extension of time is warranted for good cause and requests thirty days, thus making the Appendix and Petition for Writ of Certiorari due on or before June 16, 2014.

Respectfully submitted,

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¹ Counsel also notes that the redaction process has taken an extraordinarily long period of time for this case. The Appendix is currently over 7,000 pages, and many of these pages consist of social history records related to petitioner and his family. This Court's redaction rules require counsel to redact personal information commonly contained in social history records. Accordingly, it was necessary to spend a large amount of time on redaction efforts before the Appendix could ultimately be submitted for printing.

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By: Emily C. Paavola
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May 14, 2014

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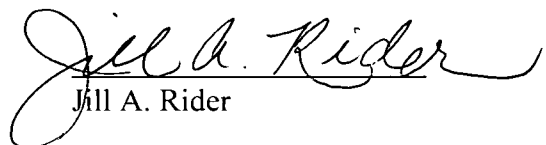
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State of South Carolina, Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of Petitioner's Motion for Extension of Time to File Appendix and Petition for Writ of Certiorari was served by first class United States mail, postage prepaid, this 14th day of May, 2014, upon the following:

Alphonso Simon
Assistant Attorney General
P.O. Box 11549
Columbia, SC 29211


Jill A. Rider