

RECEIVED

NOV 14 2014

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Chester County

The Honorable Ernest J. Kinard, Circuit Court Judge

WILLIAM DAVID DOVE,

PETITIONER,

v.

THE STATE,

RESPONDENT.

Appellate Case No. 2013-002465

**PETITION TO FILE PETITION FOR THE WRIT OF
CERTIORARI OUT OF TIME**

Petitioner through his Counsel, Tristan M. Shaffer, respectfully requests to file the Petition for Writ of Certiorari and Appendix out of time. In support of this motion, counsel would show the Court the following:

1. Petitioner's case was due by October 29, 2014.
2. During the week of October 29, 2014 Counsel was schedule to appear in circuit court on the following PCR cases: *Derek Manner v. State*; *Naomi Adams v. State*; *Christopher Clemons v. State*; *Christie Linares v. State*; *Timothy Lemacks v. State*; *Derrick Fishburne v. State*; *John Wright v. State*; *Julius Griffin v. State*; *John Taft v. State*; *Eric Mack v. State*; *Robert Campfield v. State*; *Jason Mixon v. State*; *Jeremy Major v. State*; *Anthony Linton v. State*; *Robert Lane v. State*; *George Williams v. State*; *Kevin Brown v. State*; *Leslie Twyman v. State*; *Andre Richardson v. State*; *George Brown v. State*; *Dwyane Harvin v. State*; *Rondell Carter v. State*; *Derrick Singleton v. State*; and *Ronald Gooden v. State*.
3. Due to having to prepare for 24 PCR cases in one week, Counsel inadvertently overlooked this deadline on his calendar in Petitioner's case.

4. Counsel regrets this unintentional delay.
5. This request is made in good faith, and not for purposes of delay.
6. Counsel has contacted opposing counsel, Croom Hunter of the Attorney General's Office. Mr. Hunter has indicated he does not oppose this request and has authorized me to indicate such in this Petition

WHEREFORE, the undersigned counsel would respectfully requests to file the Petition for Writ of Certiorari and Appendix out of time

Respectfully submitted,



Tristan M. Shaffer
Axelrod and Associates
4701 Oleander Drive
Myrtle Beach, SC 29577
SC Bar # 77565

Attorney for Petitioner

November 14, 2014

RECEIVED

NOV 14 2014

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Chester County

The Honorable J. Ernest Kinard, Circuit Court Judge

WILLIAM DAVID DOVE,

PETITIONER,

v.

THE STATE,

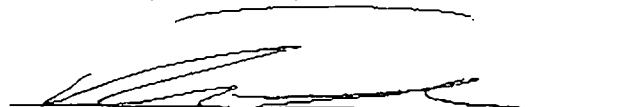
RESPONDENT.

APPELLATE CASE NO. 2013-002465

CERTIFICATE OF SERVICE

I, Tristan Shaffer, hereby certify that on the date listed below, a copy of the Petition to file the Writ of Certiorari out of time was served via U.S. mail upon Counsel for the State at the address below.

Respectfully submitted,


Tristan M. Shaffer
Attorney for Petitioner

November 14, 2014

Other Counsel of Record:
Croom Hunter
S.C. Attorney General's Office
P.O. Box 11549
Columbia, SC 29211

AXELROD & ASSOCIATES, P.A.**Attorneys and Counselors at Law***"Success is all that matters"*

Stuart Mark Axelrod†
W. Christopher Castro*
Carlton E. Elliott
Tristan M. Shaffer
Emily M. Sordian‡

4701 Oleander Drive
Myrtle Beach, SC 29577
Phone: (843) 916-9300
Fax: (843) 916-9311

†Certified Family Court Mediator
*Currently on Active Military Leave
‡Certified Guardian Ad Litem

635 East Bay Street
Charleston, SC 29403
Phone: (843) 805-7200
Fax: (843) 577-3911

November 14, 2014

Ms. Janet Johnson
Supreme Court of South Carolina
Post Office Box 11330
Columbia, SC 29211

RE: William David Dove v. State of South Carolina
Case No.: 2012-002465

RECEIVED

NOV 14 2014

S.C. SUPREME COURT

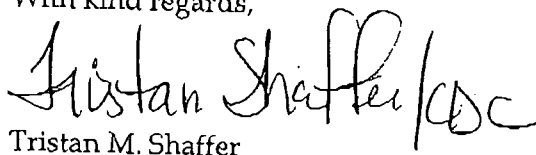
Dear Ms. Johnson:

Enclosed please find the following in connection with the above-reference matter:

1. Petition to File Petition for the Writ of Certiorari Out of Time
2. The original and six (6) copies of the Petition for Writ of Certiorari
3. One (1) bound and one (1) unbound Appendix
4. Certificate of Service.

Thank you for your help with this matter.

With kind regards,



Tristan M. Shaffer

TMS/cdc
Enclosures as stated
cc: Croom Hunter