

CONFIDENTIAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

\_\_\_\_\_  
Certiorari to Florence County

William H. Seals, Jr., Circuit Court Judge  
\_\_\_\_\_

RECEIVED

DEC 2 2014

S.C. Supreme Court

SHAQUAN BURGESS,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2014-000099

\_\_\_\_\_  
MOTION FOR AN EXTENSION OF TIME  
TO FILE PRO SE PETITION FOR  
WRIT OF CERTIORARI  
\_\_\_\_\_

Counsel respectfully requests an **extension of forty-five (45) days** for Petitioner to file his pro se petition for writ of certiorari in this case. In support of this request, counsel shows:

1. Counsel filed a *Johnson* petition for writ of certiorari with this Court on October 8, 2014. Soon thereafter the Court corresponded with Petitioner that he had a deadline by which to file a pro se petition for writ of certiorari.

2. Extraordinary circumstances warrant granting Petitioner additional time to file his pro se petition. Counsel spoke with Petitioner over the phone on December 1, 2014. Petitioner informed counsel that he had moved correctional facilities and had his address changed since our

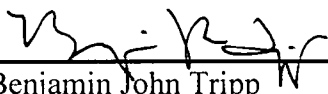
last correspondence. Thus he did not receive from Counsel the *Johnson* petition for writ of certiorari and cover letter until around two weeks ago. Since then, Petitioner's correctional facility has closed access to the facility's law library. Additionally, since he received the *Johnson* petition, Petitioner has repeatedly attempted to reach Counsel by phone to learn about the procedural circumstances of the case. However, Counsel was not available to speak with him until December 1, 2014.

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

4. Counsel for the Attorney General's Office has graciously consented to this motion over the phone.

WHEREFORE, the undersigned counsel would respectfully request a **forty-five (45) day extension** for Petitioner to file his pro se petition for writ of certiorari.

Respectfully submitted,

  
\_\_\_\_\_  
Benjamin John Tripp  
Appellate Defender

Attorney for Petitioner

This 2nd day of December, 2014