

STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM WILLIAMSBURG COUNTY
Court of Common Pleas

R. Ferrell Cothran, Jr., Circuit Court Judge

Appellate Case No. 2014-002270

RECEIVED

MAR - 6 2015

S.C. Supreme Court

KEVIN BRADLEY, 339031,

PETITIONER,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT.

**PETITIONER'S MOTION
FOR EXTENSION OF TIME**

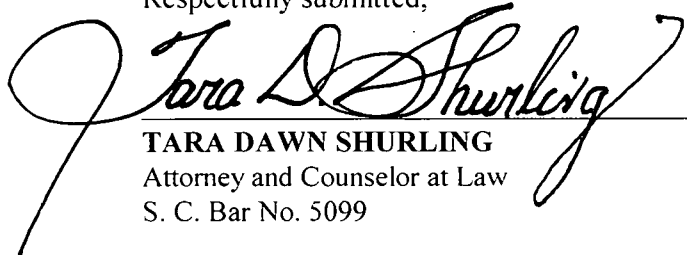
THIS MATTER comes before the Court by way of an appeal from a Post-Conviction Relief Order. The Petition for Writ of Certiorari is due for filing on today's date. Today I had a Reply to the State's Motion for Summary Judgment due in a Federal habeas action in U.S. District Court, as well as a Brief of Petitioner and two Petitions for Writ of Certiorari due in this Honorable Court. The client in the case where my Brief of Petitioner was due today notified me last week that he had made parole and wished to withdraw the belated direct appeal granted to him by this Court. Although I had nearly completed my work on the brief for that client, his request to withdraw this appeal resulted in me having to draft a lengthy affidavit for his signature in order to fully document the scope of the advice I had given him regarding the potential consequences of that request. In addition, the Reply that was due today in the Federal Habeas matter required more of my time than I had originally anticipated. Because of these matters, I was unable to complete my final draft on this Petition on today's date. I had hoped that I would be able to file this Petition today, and therefore had the Appendix delivered to the Court earlier

this afternoon. Because my other scheduled obligations today took longer than I anticipated and I was not able to complete my final draft of this Petition today. I now respectfully request a fifteen (15) day extension of time in which to prepare and submit my Petition for Writ of Certiorari on behalf of this client.

Because it did not become evident that I could not finish this Certiorari Petition this evening until late this afternoon I was not able to obtain opposing counsel's position on this request. I am providing Daniel Gourley, Assistant Attorney General, a copy of this motion by mail, and have requested that he inform the Court of his position on this request directly and copy me on that correspondence. (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). I no longer have an associate in my law firm, and therefore can not have another lawyer in my firm certify the necessity of the extension.

Ordinarily I would stay at my office into the night to complete this petition, and avoid needing to ask for a fourth extension in this matter, however, my eighty-five (85) year old father is having outpatient eye surgery very early in the morning and I am responsible for driving him there and remaining with him until they release him to go home. For that reason, I am reluctantly asking for an additional fifteen (15) days in which to file this certiorari petition on behalf of this client. I appreciate the Court's consideration in this matter and do not anticipate any further extension requests for this stage of this PCR appeal.

Respectfully submitted,



TARA DAWN SHURLING
Attorney and Counselor at Law
S. C. Bar No. 5099

ATTORNEY FOR PETITIONER

This 2nd day of March, 2015.

STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM WILLIAMSBURG COUNTY
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R. Ferrell Cothran, Jr., Circuit Court Judge

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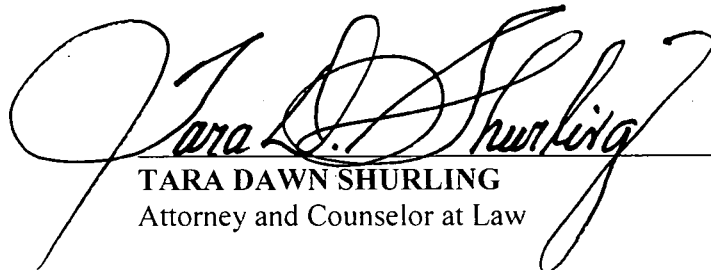
STATE OF SOUTH CAROLINA,

RESPONDENT.

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a copy of the Petitioner's Motion for Extension of Time in the above-entitled case has been served upon opposing counsel this the 2nd day of March, 2015, by mailing one (1) copy in a stamped envelope properly addressed to:

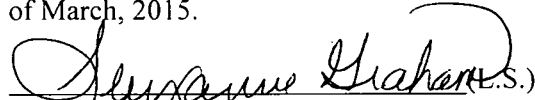
Daniel Gourley
Assistant Attorney General
Office of the Attorney General
P. O. Box 11549
Columbia, SC 29211
dgourley@scag.gov



TARA DAWN SHURLING
Attorney and Counselor at Law

ATTORNEY FOR PETITIONER.

SWORN TO BEFORE me this 2nd day
of March, 2015.


Notary Public for South Carolina

My Commission Expires: 2/28/24

LAW OFFICE OF



TARA DAWN SHURLING, PA

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March 2, 2015

The Honorable Daniel E. Shearouse
Clerk, Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211

RECEIVED

MAR - 6 2015

Re: Kevin Bradley, 339031 v. State of South Carolina;
Appellate Case No. 2014-002270.

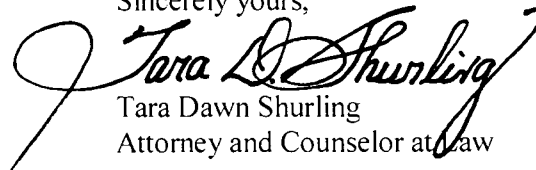
S.C. Supreme Court

Dear Mr. Shearouse:

Enclosed for filing please find the Petitioner's Motion for Extension of Time and my Certificate of Service in the above-captioned case. I am very sorry to request a fourth extension in this matter. Unfortunately, the due date for this petition fell on a day when I had four appellate pleadings due and I simply could not get everything done. I did not determine that I would not be able to finish this petition until this evening and at that point it was too late to seek consent from opposing counsel. For that reason, I am asking that Dan Gourley, Assistant Attorney General, advise the Court of his position on this request directly and copy me on that correspondence.

Fortunately, I am very nearly through with this certiorari petition and actually hope to have it ready for filing sooner than the fifteen (15) additional days I have requested. While this was not my reason for requesting the extensions in this PCR appeal, the delay in this case will actually have the positive effect of putting it on nearly the same schedule as a companion case on this client that was heard in the circuit court on the same day as this case. The two cases really need to be reviewed with each other in order to get a clear perspective on the position this Client was in at the time each charge was called in General Sessions Court. I would appreciate your clocking and returning the extra copy of this request in the enclosed envelope provided. Thank you for your assistance in this matter. I remain,

Sincerely yours,


Tara Dawn Shurling
Attorney and Counselor at Law

TDS/sm

Enclosures

cc: Daniel Gourley, Assistant Attorney General (w/enclosures)