

RECEIVED

AUG 11 2015

S.C. Supreme Court

SUPREME COURT OF SOUTH CAROLINA

APPEAL FROM HORRY COUNTY
In The Court of Common Pleas

Honorable G. Thomas Cooper, Jr.,
Common Pleas Judge of the Fifteenth Judicial Circuit

Case No.: 2012-CP-26-1814
Appellate Case No. 2015-000891

Raymond E. Chestnut, Petitioner,

v.

State of South Carolina, Respondent.

Petition to File the Amended Rule 243 Explanation Out of Time

On July 31, 2015, Counsel was ordered to file an Amended Rule 243 Explanation within 5 days. Counsel respectfully requests that the Court allow him to file this case out of time. To support this motion Counsel will show the following:

1. The Court's July 31, 2015 order was mailed to Counsel's office.
2. Counsel was on a family vacation in Lake Lure, NC from August 1, 2015 until August 8, 2015. (See Exhibit A).
3. Although Counsel was notified about the Order last week he was unable to properly prepare the Rule 243 Responses remotely.
4. Moreover, On August 10, 2015, Counsel started a jury trial before the Honorable William Seals.

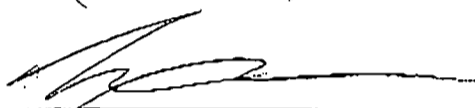
5. Since getting back into town, Counsel has been working on the Amended Rule 243 Explanation in between working on his trial.

6. Counsel is mailing the Amended Rule 243 Explanations today.

7. Counsel is making this Petition in good faith and not for the purposes of delay.

Based on the foregoing, Counsel would respectfully request to be allowed to file the Amended Rule 243 Explanation in the above referenced case out of time.

Respectfully Submitted,



Tristan M. Shaffer, Esq.
AXELROD & ASSOCIATES P.A.
4701 Oleander Drive
Myrtle Beach, SC 29577
(843) 848-6708 Phone
(843) 848-6709 Fax
Tristan@gotaxelrod.com
Attorney for Petitioner

August 11, 2015

*Still
hasn't
rec'd*

SUPREME COURT OF SOUTH CAROLINA

APPEAL FROM HORRY COUNTY
In The Court of Common Pleas

Honorable G. Thomas Cooper, Jr.,
Common Pleas Judge of the Fifteenth Judicial Circuit

Case No.: 2012-CP-26-1814
Appellate Case No. 2015-000891

Raymond E. Chestnut, Petitioner,

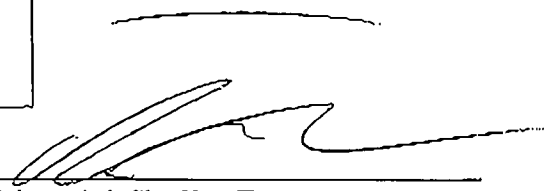
v.

State of South Carolina, Respondent.

CERTIFICATE OF SERVICE

I, certify that on this date, I served the Petition to File the Amended Rule 243 Explanation out of time upon the Respondent, by depositing a copy of same in the United States Mail, postage prepaid, addressed as follows:

Joshua L. Thomas, Esquire
S.C. Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211



Tristan M. Shaffer, Esq.
4701 Oleander Drive
Myrtle Beach, SC 29577
(843) 848-6708 Phone
Tristan@gotaxelrod.com
Attorney for Petitioner

August 11, 2015

Exhibit A

(Confirmation of Vacation Cabin Rental)

Gmail - Re: Your reservation request: Aug 1 through 8 - HomeAway.com #58791 Page 1 of 3



Tristan Shaffer <tristan.m.shaffer@gmail.com>

Re: Your reservation request: Aug 1 through 8 - HomeAway.com #58791

1 message

Mary Ann Peffer <sender@messages.homeaway.com>

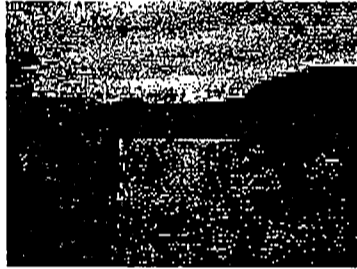
Mon, May 11, 2015 at 2:38 PM

Reply-To: Mary Ann Peffer <d3521a1b-f0dc-4639-95cd-d36a6fe8027b@messages.homeaway.com>

To: Tristan Shaffer <Tristan.m.shaffer@gmail.com>

HomeAway
 let's stay together[®]


Details of your upcoming reservation



Property	#58791
Unit	Unit #58791
Reservation ID	HA-9LP0RX
Dates	Aug 1-8, 2015
Guests	2 adults, 0 children
Traveler name	Tristan Shaffer

Dear Tristan,

I have confirmed your reservation at the lake front log cabin on Lake Lure, property 58791, for Aug 1, 2015 - Aug 8, 2015, for your mountain lake vacation!

As a reminder, your payment has been processed and will appear as PAY*HOMEAWAY on your statement.

I will email your rental letter and rental contract in the coming week. Final rental payment, signed rental contract and refundable security deposit are due one month prior to check in.

Kind regards,