

 ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

\_\_\_\_\_  
Certiorari to Georgetown County

Steven H. John, Circuit Court Judge  
\_\_\_\_\_

RECEIVED

NOV 30 2015

S.C. Supreme Court

SHANNON MCGEE,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2014-000297  
\_\_\_\_\_

MOTION FOR AN EXTENSION OF TIME  
IN WHICH TO FILE THE RE-PETITION FOR WRIT OF CERTIORARI  
\_\_\_\_\_

Counsel for Shannon McGee respectfully requests a final extension of **ten (10) days until December 10, 2015**, in which to file the re-petition for writ of certiorari in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The re-petition for writ of certiorari is due to be served and filed with the Court today.
2. On September 29, 2015, this Court denied the motion to be relieved as counsel and ordered counsel to file a re-petition for writ of certiorari addressing eight issues, which were presented primarily by way of Petitioner's *pro se* amendment to his PCR application. Counsel was not the original appellate defender assigned to represent Petitioner and did not prepare the

Johnson petition. Thus, in order to prepare the petition addressing the eight issues delineated in this Court's Order, counsel had to review the entire record in this case and conduct additional research. Counsel has been diligently working on Petitioner's case, but requests this additional extension to complete the petition.

3. Counsel is filing the initial brief of appellant and designation of matter in the case of State v. Travis Abe Polite with the Court of Appeals today, November 30, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Marvin Johnson with the Court of Appeals on November 25, 2015. Counsel presented an oral argument in the Court of Appeals in the case of State v. Dennis M. Penny, II on November 10, 2015. Counsel filed the initial reply brief of appellant in the case of State v. John Julius Smith with the Court of Appeals on November 9, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Esaiveus Booker with the Court of Appeals on October 30, 2015. Counsel presented an oral argument in this Court in the case of State v. Alex Robinson on October 21, 2015. Counsel filed the petition for writ of certiorari in the case of Brian Stephens v. State with this Court on October 19, 2015. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of Martin Floyd v. State with this Court on October 12, 2015. Counsel was on maternity leave from July 30, 2015 through October 8, 2015.

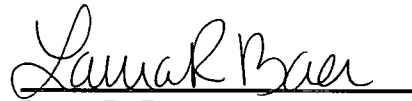
4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request:

- a. A ten day extension, in which to file the re-petition for writ of certiorari in this case based upon the above exigent circumstances.

- b. That time limits for filing the petition be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A handwritten signature in cursive script that reads "Laura R. Baer". The signature is written in black ink and is positioned above a solid horizontal line.

Laura R. Baer  
Appellate Defender

Attorney for Petitioner

November 30, 2015

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Georgetown County  
Steven H. John, Circuit Court Judge

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SHANNON MCGEE,

PETITIONER,

V.

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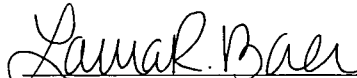
RESPONDENT

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CERTIFICATE OF SERVICE

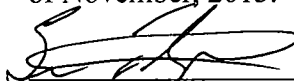
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I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Jessica Kinard, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 30th day of November, 2015.

  
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Laura R. Baer  
Appellate Defender

ATTORNEY FOR PETITIONER

SWORN TO BEFORE ME this 30th day  
of November, 2015.

  
\_\_\_\_\_(L.S.)

Notary Public for South Carolina  
My Commission Expires: October 30, 2022.