

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Lexington County  
Edward W. Miller, Circuit Court Judge

SC SUPREME COURT

Opinion No. 5335 (S.C. Ct. App. Filed July 29, 2015)

NORMAN HAYES,

RESPONDENT,

V.

THE STATE,

PETITIONER

APPELLATE CASE NO. 2015-002294

**PETITION FOR EXTENSION TO FILE  
RETURN TO PETITION FOR WRIT OF CERTIORARI TO THE COURT OF  
APPEALS**

The undersigned counsel would respectfully request a final five-day extension in which to file the return to the petition for writ of certiorari in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

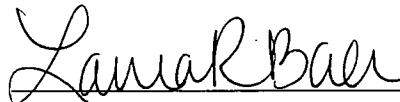
1. The return to the petition for writ of certiorari in this case is due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel presented an oral argument in the Court of Appeals in the case of State v. Mandy L. Smith on February 9, 2016. Counsel filed the petition for writ of certiorari in the case of Anthony M. Riggins v. State with this court on February 3, 2016.

Counsel filed the initial reply brief of appellant in the case of State v. Calvin Miller with the Court of Appeals on January 15, 2016. Counsel filed the initial reply brief of appellant in the case of State v. Stephon Robinson with the Court of Appeals on December 29, 2015. Counsel filed the Brief of Petitioner in the case of Didier Van Sellner v. State with this court on December 21, 2015. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Desmond Green with the Court of Appeals on December 17, 2015. Counsel filed the Re-Petition for Writ Certiorari in the case of Shannon McGee v. State with this court on December 10, 2015.

3. This request is made in good faith, and not for purposes of delay.

WHEREFORE, the undersigned counsel would respectfully request a five-day extension in which to file the return to the petition for writ of certiorari in this case. Counsel requests that the time limits for filing the return to the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Laura R. Baer  
Appellate Defender

February 17<sup>th</sup>, 2016

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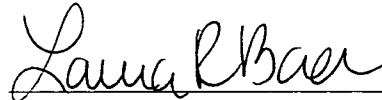
PETITIONER

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CERTIFICATE OF SERVICE

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The undersigned attorney hereby certifies the petition in which to file the return to the petition for writ of certiorari in the above referenced case has been served upon Daniel Gourley, Esquire, Assistant General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Rm. 519, Columbia, SC 29201, and the S.C. Court of Appeals this 17<sup>th</sup> day of February, 2016.



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Laura R. Baer  
Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me  
this 17<sup>th</sup> day of February, 2016.

 (L.S.)

Notary Public for South Carolina  
My Commission Expires: July 3, 2023.