

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from the Administrative Law Court

Ralph King Anderson, III, Chief Administrative Law Judge

Case No. 15-ALJ-0042-AP

NICHOLAS GEER, 227443,

RESPONDENT,

V.

SOUTH CAROLINA DEPARTMENT OF
PROBATION, PAROLE AND PARDON SERVICES,

APPELLANT.

Appellate Case No. 2015-002522

**MOTION FOR APPOINTMENT
AND LEAVE TO FILE
A SUPPLEMENTAL BRIEF**

APPOINTMENT OF COUNSEL

Respondent respectfully requests that undersigned counsel, Zoe Jones and Emily Paavola, be appointed as counsel of record in this matter. Ms. Jones received her J.D. from Cornell University Law School in 2015. She was admitted to the South Carolina bar in 2015. Since her graduation, she has worked as an attorney at Justice 360,¹ where her practice is dedicated mainly to representing inmates sentenced to life without parole as juveniles. Ms. Jones has attended a South Carolina Bar

¹ Justice 360 was formerly known as the Death Penalty Resource & Defense Center.

Association training on Criminal Law practice and two 3-day federal trainings on the representation of death-sentenced inmates. Ms. Jones also spent two semesters in law school in the Cornell Capital Punishment & Juvenile Justice Clinic. Undersigned counsel has met with the Respondent in this matter, and represents, as an officer of the Court, that Respondent requests that undersigned counsel be appointed.

Respondent also requests that Emily Paavola be appointed as counsel of record to supervise Ms. Jones in this matter. Ms. Paavola received her J.D. from Cornell University Law School in 2005. She was admitted to the South Carolina Bar in 2009. She became the executive director of Justice 360 in 2008, where her practice is dedicated to representing death-sentenced inmates in post-conviction proceedings. Ms. Paavola has appeared as lead counsel in numerous capital post-conviction cases in the state and federal courts of South Carolina and other jurisdictions.

LEAVE TO FILE A SUPPLEMENTAL BRIEF

Respondent requests that this Court grant leave to file a Supplemental Brief in this matter. Previously, Respondent filed his Initial Brief on February 22, 2016. Respondent represented himself *pro se* with limited access to legal resources with which to draft a brief. Additionally, Respondent was under lock-down for 5 weeks during March and April, during which time he was unable to file a final brief.² As a result, Respondent missed the deadline for service and filing of the Respondent's final brief. On May 26, 2016, Respondent filed his final brief. Respondent, respectfully requests an additional twenty (20) days, until June 15, 2016, within which to file a supplemental brief, drafted by undersigned counsel.

² The charges for which Respondent was put on lock-down have since been dismissed after further investigation into the matter.

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CERTIFICATE OF SERVICE

Undersigned counsel hereby certifies that a true copy of the Motion for Appointment and Leave to File a Supplemental Brief in the above referenced case has been served upon counsel for appellant by depositing one copy of the same in the United States Mail, first-class postage pre-paid, addressed as follows:

Tommy Evans, Jr.
Assistant General Counsel
South Carolina Department of Probation,
Parole and Pardon Services
P.O. Box 50666
Columbia, SC 29250

This 26 day of May, 2016.



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Pro Bono Counsel for Respondent