

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions
The Honorable Donald B. Hocker, Circuit Court Judge

JUN 30 2017
S.C. SUPREME COURT

Appellate Case No. 2017-001037

The State Respondent,

vs.

David A. Land Petitioner.

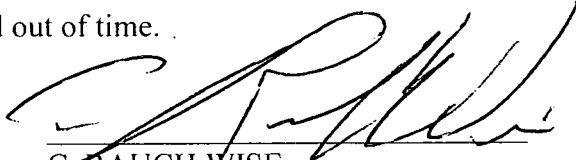
PETITION TO FILE RETURN TO REPLY TO THE PETITION FOR
WRIT OF CERTIORARI OUT OF TIME

Counsel for Petitioner David Austin Land, respectfully moves the Court to allow the Return to Reply to Petition for Writ of Certiorari to be filed out of time. In support of this Petition, Counsel shows:

- (1) The Return to Reply to Petition for Writ of Certiorari in this case was due to be filed with the Court on June 22, 2017.
- (2) The Attorney for Petitioner has been in Court for numerous cases, including two federal cases and an oral argument with the Supreme Court on June 15, 2017.
- (3) Petitioner has been working on a Reply Brief due to the South Carolina Court of Appeals on June 21, 2017 and an Initial Brief that was due on June 16, 2017.

For these reasons, counsel for Petitioner requests that the Court allow the Return to Reply to the to Petition for Writ of Certiorari to be filed out of time.

June 26, 2017



C. RAUCH WISE
Attorney at Law
305 Main Street
Greenwood, SC 29646
(864) 229-5010
Attorney for Petitioner

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David A. Land Petitioner.

AFFIDAVIT OF SERVICE

PERSONALLY appeared before me Sandy Traynham who, after being duly sworn, deposes and says that she is the Secretary for C. Rauch Wise, Attorney for the Appellant in the above entitled case. That on June 26, 2017, she did deposit in the United States Mail with proper postage affixed thereto, a copy of the Petition to File the Return to the Reply To Petition for Writ of Certiorari Out of Time together with a copy of the Return to Reply to Petition for Writ of Certiorari in the above case addressed to William M. Blich, Jr., Office of the Attorney General, P.O. Box 11549, Columbia, SC, 29211, and S.C. Court of Appeals, P.O. Box 11629, Columbia, SC 29211.

SWORN to and Subscribed

before me this 26th day

of June, 2017.

Sandy Traynham

Michelle R. Collins (L.S.)
Notary Public for South Carolina
My Commission expires: 12/31/26

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June 26, 2017

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

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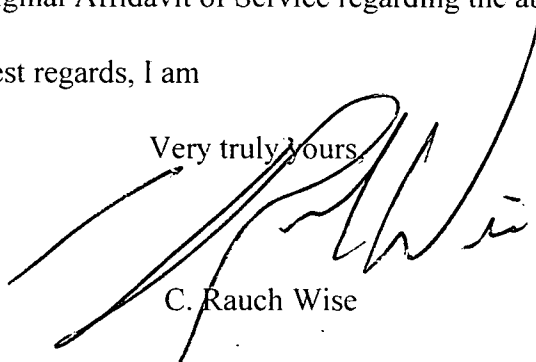
Re: The State vs. David A. Land, Case No. 2017-001037

Dear Mr. Shearouse:

I am enclosing herewith for filing the original and six copies of the Petition to file reply to return to petition for writ of Certiorari out of time together with the original and six copies of the Return to Reply Brief, and the original Affidavit of Service regarding the above matter.

With kindest regards, I am

Very truly yours,



C. Rauch Wise

CRW/slt
Enclosure

cc William M. Blich, Jr.
SC Court of Appeals