

STATE OF SOUTH CAROLINA
In The Supreme Court

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Certiorari to Colleton County
The Honorable Edgar W. Dickson

S.C. SUPREME COURT

Appellate Case No. 2016-002387

Timothy Lemacks,Petitioner,

v.

State of South Carolina,Respondent.

**PETITION TO RELAX RULE 243(F)
AND REQUEST FOR EXTENSION**

COMES NOW, Respondent, above named, by and through the undersigned counsel, making its Petition to Relax Rule 243(f) and Request for Extension, and would show unto this Court:

I.

Respondent's Return to Petition for Writ of Certiorari in the above-captioned matter was due to be filed and served on July 17th, 2017. On that day, attorney for Respondent was in Orangeburg County for a term of post-conviction relief and due to an oversight failed to file an extension request on that date. Respondent requests Rule 243(f), SCACR be relaxed and an extension of twenty (20) days be granted in order to file the Return to Petition for Writ of Certiorari.

II.

WHEREFORE, it is respectfully requested that this petition be granted.

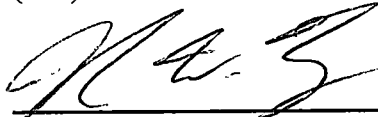
Respectfully submitted,

ALAN WILSON
Attorney General

RUSTON W. NEELY
Assistant Attorney General
S.C. Bar # 100192

P.O. Box 11549
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By:



Attorneys for Respondent

July 21, 2017

STATE OF SOUTH CAROLINA
In The Supreme Court

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Appellate Case No. 2016-002387

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PROOF OF SERVICE

I, Ruston W. Neely, certify that I have today served the within Petition to Relax Rule 243(f) and Request for Extension upon Petitioner by depositing a copy of the same in inter-agency mail and addressed to:

Lara Mary Caudy, Esquire
S.C. Comm'n on Indigent Defense, Division of Appellate Defense
Post Office Box 11589
Columbia, South Carolina 29211-1589

I further certify that all parties required by Rule to be served have been served.
This 21st day of July, 2017.



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ATTORNEY FOR RESPONDENT