

# The Law Office of Tristan M. Shaffer

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Litigation • Injury Law • Criminal Defense

July 26, 2017

**RECEIVED**

Ashli Thompson  
South Carolina Supreme Court  
P.O. Box 11330  
Columbia, SC 29211

JUL 28 2017

**S.C. SUPREME COURT**

RE: Derrick Fishburne v. State (Appellate Case 2016-002385)

Dear Ms. Thompson,

Please find the enclosed Petition for Extension to File Petition for Writ of Certiorari in the above referenced case; Certificate of Service; and email consent.

Thank you for your assistance with this matter.

Sincerely,

  
Tristan M. Shaffer

CC: Ruston Neeley

**RECEIVED**

JUL 28 2017

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Appeal from Colleton County  
Edgar Dickson, Circuit Court Judge

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**S.C. SUPREME COURT**

DERRICK FISHBURNE,

PETITIONER,

V.

THE STATE,

RESPONDENT.

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Appellate Case No. 2016-002385

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**PETITION FOR EXTENSION OF TIME TO FILE  
PETITION FOR WRIT OF CERTIORARI**

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The undersigned counsel would respectfully request a **second 30-day** extension to file the Petition for Writ of Certiorari in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following:

1. The Petition for Writ of Certiorari is due to be served and filed today.
2. One previous extension has been granted by this Court.
3. In addition to this case counsel has been preparing pleading on five other state court cases as well as preparing a federal civil case for trial.
4. This request is made in good faith, and not for purposes of delay.
5. Counsel currently working on finishing the Petition for Writ of Certiorari and appendix.
6. Counsel has spoken with counsel for the State who does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request **30-day** extension in which to file the Petition for Writ of Certiorari in this case. Counsel requests

that the time limits for filing the Petition for Writ of Certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



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Tristan M. Shaffer (SC Bar # 77565)  
225 Columbia Ave.  
Chapin, SC 29036  
Phone: (803) 575-0384  
tristan@shafferlawsc.com

July 26, 2017

## Tristan Shaffer

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**From:** Ruston Neely <RNeely@scag.gov>  
**Sent:** Wednesday, July 26, 2017 5:01 PM  
**To:** Tristan Shaffer  
**Subject:** RE: Extension Request Derrick Fishburne

Oh sorry. I don't think you even need a signature for a 2<sup>nd</sup>? I think you only need a signature for a 3<sup>rd</sup> extension? But certainly I consent.



**Ruston W. Neely**  
Assistant Attorney General

S.C. Attorney General's Office  
Rembert C. Dennis Building  
Post Office Box 11549  
Columbia, South Carolina 29211

Office: (803) 734-5844  
[rneely@scag.gov](mailto:rneely@scag.gov)

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**From:** Tristan Shaffer [mailto:tristan@shafferlawsc.com]  
**Sent:** Wednesday, July 26, 2017 4:41 PM  
**To:** Ruston Neely  
**Subject:** RE: Extension Request Derrick Fishburne

Can I get an extension on this case?

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**From:** Tristan Shaffer  
**Sent:** Wednesday, July 26, 2017 12:39 PM  
**To:** 'Ruston Neely' <RNeely@scag.gov>  
**Subject:** Extension Request Derrick Fishburne

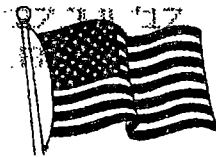
Ruston,  
Do you oppose a 2<sup>nd</sup> 30 day extension.

If not can you sign the 2<sup>nd</sup> page or give me permission to sign for you.

Tristan

Tristan Shaffer  
225 Columbia Ave.  
Chapin, SC 29036

COLUMBIA  
SC 290



Ashli Thompson  
South Carolina Supreme Court  
P.O. Box 11330  
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29211-133030

