

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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DEC 12 2017
SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY
COURT OF COMMON PLEAS
KRISTI LEE HARRINGTON
CIRCUIT COURT JUDGE

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DEC 12 2017
SC Court of Appeals

CASE NO: 2016-CP-10-5452

Shamar Lee Macon.....Petitioner,

v.

South CarolinaRespondent.

MOTION TO RELAX RULE 243 (C), SCACR, AND
FOR AN ENLARGEMENT OF TIME

This is an appeal from the October 19, 2017 Conditional Order of Dismissal in the above captioned Post Conviction Relief action. The Order was filed on October 25, 2017 and received by the Petitioner on November 7, 2017. With regard thereto, the Petitioner hereby moves this Honorable Court to relax Rule 243 (C), SCACR, as to the promulgated requirement of the Petitioner having to file an explanation simultaneous with the Notice of Appeal, and for an enlargement of time to file an explanation if the aforesaid rule is relaxed.

The basis for this motion is grounded in several present issues that arise from the conditions of confinement. Being that the Petitioner is under a

time constraint from imprisonment, and because institutional policy represses him from obtaining adequate, effective, and meaningful time in the law library without a court deadline, the Petitioner is hindered in research and preparation of an explanation from the law library without a court deadline from this Court. Without proof of a Court deadline, the Petitioner will not be able to access the law library but once per week. Considering this, the Petitioner asks of this Court for twenty (20) days to prepare his explanation.

December 7, 2017

Ridgeland, South Carolina



Shamar L. Macon, Appellant

R.C.I., P.O. Box 2039

Ridgeland, SC 29936

CERTIFICATE OF SERVICE

I, Shamar Lee Macon, have served Ms. Rasheeda Cleveland of the Office of the Attorney General with Notice of Appeal and Motion to Relax Rule 243 (C), SCACR, and for an Enlargement of Time, by placing a copy of same in the United States Postal Mail, with proper postage affixed thereto, addressed to said party at Post Office Box 11549, Columbia, South Carolina 29211.

December 7, 2017

Ridgeland, South Carolina



Shamar L. Macon, Appellant

Ridgeland Corr. Inst.

Post Office Box 2039

Ridgeland, SC 29936

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SC Court of Appeals

December 7, 2017

TO: The Honorable Tanya A. Gee
Clerk of the S.C. Court of Appeals
Post Office Box 11629
Columbia, SC 29211

FROM: Shamar L. Macon
Ridgeland Corr. Inst.
Post Office Box 2039
Ridgeland, SC 29936

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RE: Macon v. State
C/A 2016-CP-10-5452

Dear Ms. Gee,

Enclosed for filing are the following:

- 1) Notice of Appeal;
- 2) Motion to Relax Rule 243 (C), SCACR, and for an Enlargement of Time;
- 3) A copy of the Conditional Order of Dismissal; and
- 4) Proof of Service

This appeal is filed with this Court pursuant to Rule 203 (d)(1)(v), SCACR. After filing, please return a copy of same to my address indicated above.

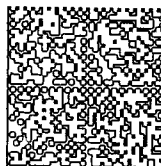
Thank you for your attention to this matter.

Sincerely,


Shamar L. Macon

CC: Office of the Atty. General

Shamar L. Macon, 238502 SA-53
R.C.I., P.O. Box 2039
Ridgeland, SC 29936



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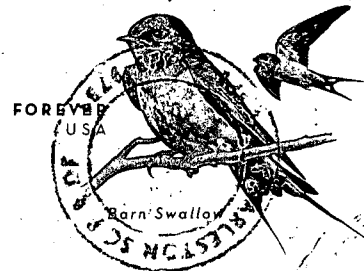
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SC Court of Appeals

Ms. Tanya A. Gee

Clerk of Court of Appeals

Post Office Box 11629

COLUMBIA, SC 29211

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