

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Florence County
The Honorable William H. Seals, Circuit Court Judge

Appellate Case No. 2017-001474

RECEIVED

AUG 06 2018

S.C. SUPREME COURT

Georgia Woodberry,

Petitioner,

v.

State of South Carolina,

Respondent.

**MOTION FOR FOURTH EXTENSION TO FILE
RETURN TO PETITION FOR WRIT OF CERTIORARI**

Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Return to Petition for Writ of Certiorari, up to and including September 5, 2018. This is Respondent's fourth request for an extension of time in which to file the return. In support of the request, undersigned counsel would respectfully show the Court:

1. The Return to Petition for Writ of Certiorari is due to be filed with the Court today. The Court has granted counsel three previous extensions.
2. This is the fourth request for an extension of time in which to file a response.
3. Due to staff turnover in the office, Counsel is temporarily handling an additional case load and transitioning to a new case load assignment, which has required a significant amount of Counsel's attention in the past several months.
4. Counsel appeared on behalf of the State at a PCR term in Richland County the week of

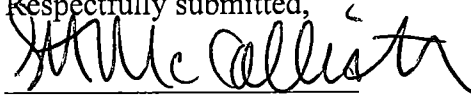
July 16, 2018 and is currently drafting orders for the cases heard during this term. Counsel also appeared on behalf of the State at a hearing in Berkeley County on July 27, 2018.

5. Counsel filed a Brief of Respondent in Dan L. Temple v. State (2016-001756) on July 25, 2018, and a Return to Petition for Writ of Certiorari and Brief of Respondent pursuant to White v. State in Thomas Davis v. State (2017-001653) on August 3, 2018.
6. Counsel has been preparing to appear on behalf of the State at PCR hearings in Florence County on August 6-7, 2018, which, although eventually continued, required significant preparation.

This extension request is not intended for purposes of delay, but rather to ensure that the Return is properly researched and prepared. The undersigned is currently working on the Return and hopes to have it completed shortly. The undersigned therefore requests an extension of time within which to serve and file the Return. THEREFORE, undersigned counsel for Respondent respectfully requests a **fourth and final thirty-day extension** until **Wednesday, September 5, 2018**, in which to complete and file the Return to Petition for Writ of Certiorari in this case based upon the above exigent circumstances. Counsel for Petitioner consents to this request, as indicated by her signature below.

{Signatures on following page.}

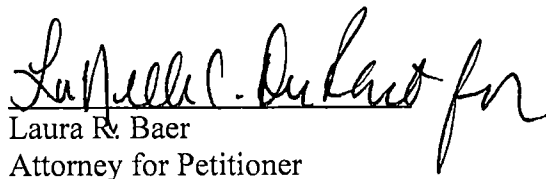
Respectfully submitted,



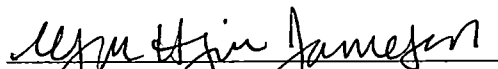
Lindsey A. McCallister
Assistant Attorney General
S.C. Bar # 79054
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3737
Attorney for Respondent

**We concur that extraordinary circumstances
have been shown**

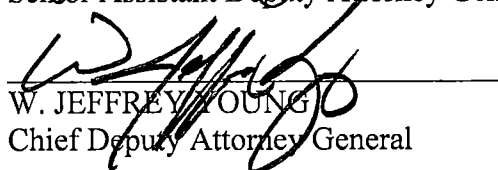
I consent:



Laura R. Baer
Attorney for Petitioner



MEGAN HARRIGAN JAMESON
Senior Assistant Deputy Attorney General



W. JEFFREY YOUNG
Chief Deputy Attorney General

This 6th day of August, 2018.

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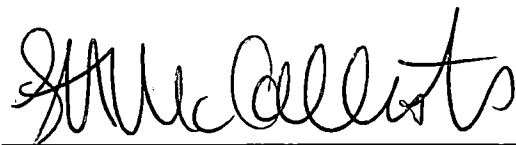
CERTIFICATE OF SERVICE

I, Lindsey A. McCallister, hereby certify that I have served the Motion for Fourth Extension to File the Return to Petition for Writ of Certiorari, on Petitioner by depositing a copy of same in the interagency mail, addressed to:

**Laura R. Baer, Esquire
SC Commission on Indigent Defense – Appellate Division
Post Office Box 11589
Columbia, South Carolina 29211**

I further certify that all parties required by Rule to be served have been served.

This 6th day of August, 2018



LINDSEY A. MCCALLISTER
Assistant Attorney General
S.C. Bar # 79054
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
ATTORNEY FOR RESPONDENT



ALAN WILSON
ATTORNEY GENERAL

August 6, 2018

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AUG 06 2018

S.C. SUPREME COURT

The Honorable Daniel E. Shearouse
Clerk of the South Carolina Supreme Court
Post Office Box 11330
Columbia, South Carolina 29211

RE: Georgia Woodberry v. State of South Carolina
Appellate Case No. 2017-001474
Lower Court Case No. 2013-CP-21-2969

Dear Mr. Shearouse:

Enclosed please find the original and six (6) copies of the **Motion for Fourth Extension to File Return to Petition for Writ of Certiorari** in the above mentioned case.

Sincerely,

Lindsey A. McCallister
Assistant Attorney General
SC Bar No. 79054

LAM/cc

cc: Laura R. Baer, Esquire