

# The Law Office of Tristan M. Shaffer

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Litigation • Injury Law • Criminal Defense

August 17, 2018

**RECEIVED**

**AUG 20 2018**

**S.C. SUPREME COURT**

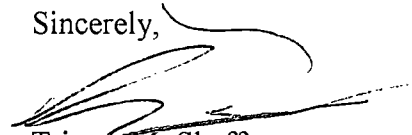
Daniel Shearouse  
Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

Re: Fishburne v. State 2016-002385

Dear Mr. Shearouse,

Please find the enclosed Petition for Extension of Time to File the Brief of Petitioner and Certificate of Service in the above referenced case.

Sincerely,



Tristan M. Shaffer

Cc: Christian Saville

**RECEIVED**

**AUG 20 2018**

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

S.C. SUPREME COURT

Appeal from Colleton County  
Edgar Dickson, Circuit Court Judge

DERRICK FISHBURNE,

PETITIONER,

V.

THE STATE,

RESPONDENT.

Appellate Case No. 2016-002385

**PETITION FOR EXTENSION OF TIME TO FILE  
BRIEF OF PETITIONER**

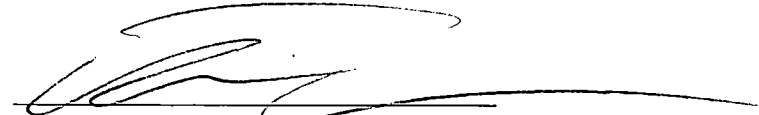
The undersigned counsel would respectfully request a second **21-day** extension to file the Brief of Petitioner in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following:

1. The Brief of Petitioner is due to be served and filed August 17, 2018.
2. One previous extension has been granted by this Court.
3. Counsel has been preparing for trial on a complex general sessions case that is scheduled to be called to trial on August 20, 2018.
4. In addition Counsel is assisting in the representation of another case that is eligible to be called to trial the week of August 27, 2018.
5. This request is made in good faith, and not for purposes of delay.

6. Counsel has communicated with counsel for the State who does not oppose this request as indicated by the attached email.

Based on the foregoing, the undersigned counsel would respectfully request **21-day** extension in which to file the Brief of Petitioner in this case. Counsel requests that the time limits for filing the Brief of Petitioner be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Tristan M. Shaffer (SC Bar # 77565)  
P.O. Box 1027  
Chapin, SC 29036  
Phone: (803) 575-0384  
tristan@shafferlawsc.com

August 17, 2018

## Tristan Shaffer

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**From:** Christian Saville <CSaville@scag.gov>  
**Sent:** Thursday, August 16, 2018 2:17 PM  
**To:** Tristan Shaffer  
**Subject:** RE: Derrick Fishburne

Hey Tristan,

Take as many as you need!

Thanks,  
Christian

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**From:** Tristan Shaffer <tristan@shafferlawsc.com>  
**Sent:** Thursday, August 16, 2018 1:25 PM  
**To:** Christian Saville <CSaville@scag.gov>  
**Subject:** RE: Derrick Fishburne

Would you oppose a 2<sup>nd</sup> 21 day extension

Tristan M. Shaffer

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**From:** Christian Saville <CSaville@scag.gov>  
**Sent:** Sunday, July 15, 2018 3:56 PM  
**To:** Tristan Shaffer <tristan@shafferlawsc.com>  
**Subject:** Re: Derrick Fishburne

Of course not!

Have a good one,  
Christian

**From:** Tristan Shaffer <[tristan@shafferlawsc.com](mailto:tristan@shafferlawsc.com)>

**Sent:** Saturday, July 14, 2018 11:17:03 PM

**To:** Christian Saville

**Subject:** Derrick Fishburne

Do you oppose a 30 day extension to file a brief on this case.

Sent from my iPhone

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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DERRICK FISHBURNE,

PETITIONER,

V.

THE STATE,

RESPONDENT.

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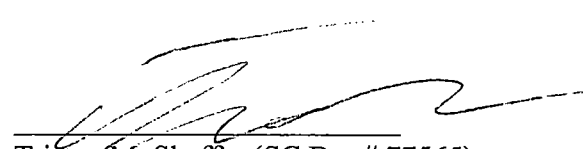
Appellate Case No. 2016-002385

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**Certificate of Service**

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I certify that on this day, I have served a copy of the Petition for Extension of Time to File Brief of Petitioner in the above captioned case on Respondent by depositing it in the United States mail with postage prepaid and addressed to the Attorney for Respondent as listed below.



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Tristan M. Shaffer (SC Bar # 77565)  
P.O. Box 1027  
Chapin, SC 29036  
Phone: (803) 575-0384  
tristan@shafferlawsc.com

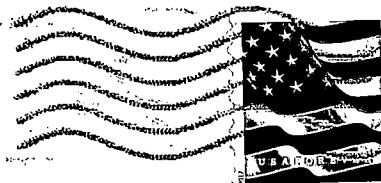
August 17, 2018

Other Counsel of Record:  
Christian Saville  
South Carolina Attorney General's Office  
P.O. Box 11549  
Columbia, South Carolina 29211  
Attorney for Respondent

Law Office of Tristan M. Shaffer  
P.O. Box 1027  
Chapin, SC 29036

COLUMBIA SC 290

18 AUG 2018 PM 4 L



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

29211-1000 0

