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S.C. SUPREME COURT

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December 5, 2018

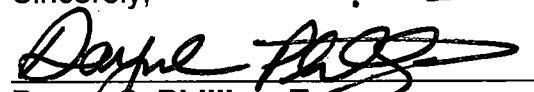
The Honorable Daniel E. Shearouse  
Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

Re: **Chazmonte Brown v. State**  
PETITION FOR EXTENSION TO FILE PETITION FOR WRIT OF  
CERTIORARI AND APPENDIX  
Appellate Case No.: **2018-000849**

Dear Ms. Shearouse:

I have enclosed the undersigned Counsel's Petition for Extension to File the Petition for Writ of Certiorari and Appendix in the above-referenced case. Thank you for your assistance in this matter. If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

  
Dayne C. Phillips, Esq  
(803) 807-0234

Enclosures (noted)  
cc: **Chazmonte Brown**  
**Lindsey McCallister, Asst. AG**

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THE STATE OF SOUTH CAROLINA  
In the Supreme Court

APPEAL FROM FLORENCE COUNTY  
Court of Common Pleas

Thomas A. Russo, Circuit Court Judge

Appellate Case No. 2018-000849

Chazmonte Brown, Petitioner,  
v.  
State of South Carolina, Respondent.

**PETITION FOR EXTENSION TO FILE  
PETITION FOR WRIT OF CERTIORARI AND APPENDIX**

The undersigned Counsel is respectfully requesting a thirty-day extension to file the Petition for Writ of Certiorari and Appendix that is **due for service and filing on December 17, 2018**. This Court granted Counsel's first request for an extension on November 15, 2018. Counsel's **Second Request** is not intended for purposes of delay because it is reasonable and necessary due to my work schedule. In support of this request for an extension, Counsel is providing the following information as a showing of good cause:

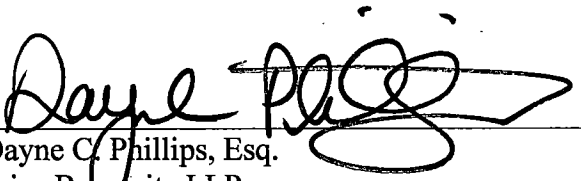
- (1) On November 16, 2018, Counsel attended a pre-trial hearing at the North Augusta Municipal Court.
- (2) On November 19, 2018, Counsel attended a pre-trial hearing at the Lee County Municipal Court.
- (3) On November 21, 2018, Counsel attended a pre-trial hearing and plea hearing in the Lexington County Magistrate DUI Court.

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- (4) On November 22–23, 2018, Counsel was on vacation for Thanksgiving.
- (5) On November 26, 2018, Counsel attended an appearance in Richland County General Sessions Court and a follow-up meeting at the USC Student Conduct Office.
- (6) On December 3, 2018 Counsel represented an Applicant in a PCR hearing in Richland County Common Pleas Court.
- (7) On December 4, 2018, Counsel attended a pre-trial hearing at the West Columbia Municipal Court.
- (8) On December 5, 2018, Counsel attended a pre-trial hearing to confirm the request for a jury trial in the City of Columbia Municipal Court.
- (9) **On December 10, 2018, Counsel is scheduled to begin a murder trial in Lancaster County General Sessions Court with co-counsel John Delgado.**
- (10) On December 14, 2018, Counsel is scheduled to attend “appearances” at the Lexington County General Sessions Court.
- (11) **On December 17, 2018, Counsel is scheduled for a PCR hearing in Richland County Court of Common Pleas where he represents an Applicant who is convicted of murder after a trial by jury.**

Counsel has notified opposing counsel, Assistant Attorney General Lindsey McCallister, regarding this request via electronic mail, and she has consented to this request. Therefore, the undersigned Counsel is respectfully requesting a thirty-day extension to begin after the due date for service and filing on December 17, 2018. Counsel also respectfully requests that the time-limits for filing be held in abeyance pending a ruling on this motion.

Respectfully Submitted,

  
Dayne C. Phillips, Esq.  
Price Behowitz LLP  
1614 Taylor Street, Suite D  
Columbia, SC 29201  
(803) 807-0234  
Attorney for Petitioner

**December 5, 2018**

**CERTIFICATE OF SERVICE**

I hereby certify that I have this date served the within and foregoing Petition for Extension to File Petition for Writ of Certiorari and Appendix, by depositing a true and correct copy of the same via first-class mail, postage prepaid, upon all parties as follows:

**Lindsey Anne McCallister**  
South Carolina Attorney General's Office  
1000 Assembly Street, Room 519  
Columbia, SC 29201

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

By: 

**Toby Whitmire**

*Law Clerk for Dayne C. Phillips, Esq.*

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**December 5, 2018**

Dayne Phillips, Attorney at Law  
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Hon. Daniel E. Shearouse  
Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

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