



ALAN WILSON
ATTORNEY GENERAL

December 27, 2018

RECEIVED
DEC 27 2018
S.C. SUPREME COURT

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

Re: Jennifer L. McSharry v. State of South Carolina
Appellate Case No. 2018-000096
Lower Court Case No. 2011-CP-04-1581

Dear Mr. Shearouse:

Enclosed please find the original and six copies of the **Motion for Fourth Extension to file Return to Petition for Writ of Certiorari** in the above matter for filing in your office. By copy of this letter I am serving opposing counsel with this motion today.

Sincerely,

Lindsey McCallister
Assistant Attorney General
SC Bar #79054

LAM/ch

cc: E. Charles Grose, Jr., Esquire

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Anderson County
The Honorable R. Scott Sprouse, Circuit Court Judge

Appellate Case No. 2018-000096

Jennifer L. McSharry,

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 day extension of time in which to file the Return to Petition for Writ of Certiorari, up to and including January 28, 2019. 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:

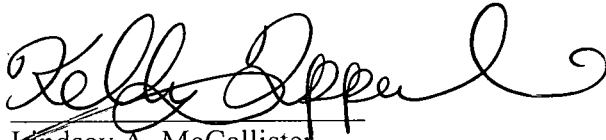
1. The Return to Petition for Writ of Certiorari is due to be filed with the Court today. The Court has granted counsel three previous extensions.
2. This is the fourth request for an extension of time in which to file a response.
3. Counsel appeared on behalf of the State at a PCR hearing in Kershaw County on November 28, 2018. Counsel also appeared on behalf of the State at a week-long PCR term in Richland County the week of December 3, 2018 and is currently drafting orders for the cases heard during this term.

4. Counsel is appearing on behalf of the State on December 17 and 18, 2018, for PCR hearings in Richland County which required significant preparation.
5. Over the past few weeks, Counsel has filed Returns to Petition for Writ of Certiorari in the following cases: Steven Lee Morgan v. State (2018-000151), Jerome Noone v. State (2018-00095) and Dominique Cash v. State (2017-001820).

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 **Monday, January 28, 2019**, 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 communicated via electronic mail.

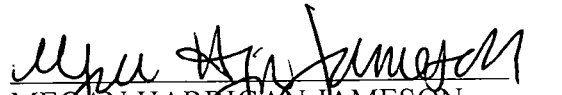
{Signatures on following page.}


Respectfully submitted,


for 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**


MEGAN HARRIGAN JAMESON
Senior Assistant Deputy Attorney General


W. JEFFREY YOUNG
Chief Deputy Attorney General

This 27th day of December, 2018.

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Anderson County
The Honorable R. Scott Sprouse, Circuit Court Judge

Appellate Case No. 2018-000096

Jennifer L. McSharry,

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S.C. SUPREME COURT
Petitioner,

v.

State of South Carolina,

Respondent.

CERTIFICATE OF SERVICE

I, Kelly Oppenheimer, 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:

E. Charles Grose, Jr., Esquire
The Grose Law Firm, LLC
404 Main Street
Greenwood, South Carolina 29646

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

This 27th day of December, 2018



KELLY OPPENHEIMER
Assistant Attorney General
S.C. Bar #103245
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211

Camille Henry

From: Charles Grose <charles@groselawfirm.com>
Sent: Thursday, December 27, 2018 11:00 AM
To: Lindsey McCallister
Cc: Camille Henry
Subject: Re: Jennifer McSharry

Please let this email confirm my conversation with Mr. Henry. I consent to a 30 day extension.

Best,
Charles

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646
Phone: 864-538-4466
Fax: 864-538-4405
Web: GroseLawFirm.com
Email: charles@groselawfirm.com

From: Lindsey McCallister <LMcCallister@scag.gov>
Date: Thursday, December 27, 2018 at 7:37 AM
To: Charles Grose <charles@groselawfirm.com>
Cc: Camille Henry <CHenry@scag.gov>
Subject: Jennifer McSharry

Hi Charles,

I hope you had a nice holiday.

I am asking for a final extension on Jennifer McSharry's return petition. Please let me know if you consent. Thank you!

Lindsey