

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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FEB 04 2019

Certiorari to Richland County
The Honorable Jocelyn Newman, Circuit Court Judge S.C. SUPREME COURT

Appellate Case No. 2018-000145

Ricky Bowman,

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 March 6, 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 PCR hearings in Lancaster County on January 22-24, 2018, which required signification preparation.
4. Over the past few weeks, Counsel has filed Returns to Petition for Writ of Certiorari in the following cases: Jeffrey Michaelson v. State (2017-002373) and Jennifer McSharry

- v. State (2018-00096); a Brief of Respondent in Korey Love v. State (2016-002233); and a Petition for Extraordinary Relief in Marie Assa'd-Faltas v. State (2019-000036).
5. Counsel has also drafted two proposed Orders of Dismissal from PCR evidentiary hearings.
 6. Over the weekend, Counsel completed and submitted a twenty-eight page post-trial Memorandum in Opposition to PCR in Christopher Heller v. State (2015-CP-40-0653), which is currently under advisement with the Honorable R. Scott Sprouse.

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, March 6, 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 indicated by his signature below.

{Signatures on following page.}

Respectfully submitted,



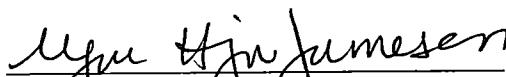
Lindsey A. McCallister
Assistant Attorney General
S.C. Bar # 79054
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3737
Attorney for Respondent

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


I consent:

see attached

C. Rauch Wise
Attorney for Petitioner



MEGAN HARRIGAN JAMESON
Senior Assistant Deputy Attorney General



W. JEFFREY YOUNG
Chief Deputy Attorney General

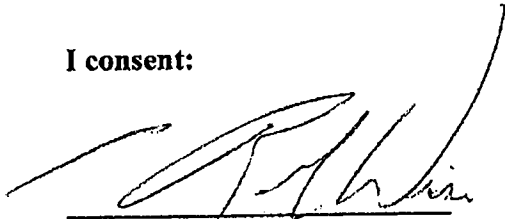
This 4th day of February, 2019.

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:



C. Rauch Wise
Attorney for Petitioner

MEGAN HARRIGAN JAMESON
Senior Assistant Deputy Attorney General

W. JEFFREY YOUNG
Chief Deputy Attorney General

This 4th day of February, 2019.

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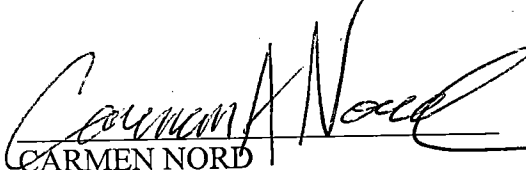
RESPONDENT.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the **Motion for Fourth Extension to File Return to Petition for Writ of Certiorari**, has been served upon opposing counsel by mailing a copy in the United States mail, postage prepaid:

Clarence Rauch Wise, Esquire
305 Main Street
Greenwood, South Carolina 29646

This 4th day of February, 2019


CARMEN NORD
LEGAL ASSISTANT



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S.C. SUPREME COURT

ALAN WILSON
ATTORNEY GENERAL

February 4, 2019

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

RE: Ricky Bowman v. State of South Carolina
Appellate Case No. 2018-000145
Lower Court Case No. 2015-CP-40-01658

Dear Mr. Shearouse:

Enclosed please find the original copy 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/can

cc: C. Rauch Wise, Esquire