

APPEAL FROM HORRY COUNTY
Court of Common Pleas

The Honorable J. Cordell Maddox Jr. Circuit Court Judge

RECEIVED

Appellate Case No. 2019-000509

DEC 16 2019

ROBERT ANTONIO STEED,

APPELLANT, S.C. SUPREME COURT

v.

THE STATE OF SOUTH CAROLINA,

RESPONDENT

Extension Request
for
Petition for Writ of Certiorari and Appendix

NOW COMES the Petitioner in the above captioned Post-Conviction Relief Appeal, acting by and through his undersigned counsel, asking that the deadline for filing his Petition for Writ of Certiorari and Appendix in his PCR appeal be extended for an additional thirty (30) days. The Certiorari Petition and Appendix in this matter are due on today's date. This is the fifth extension request Counsel has sought since the date she received the second of two PCR hearing transcripts necessary for this appeal on July 10, 2019.

As this Honorable Court is aware, Counsel has been dealing with a significant orthopedic problem since approximately February, 2018, which ultimately led to her recent hip replacement surgery October 11, 2019. As she advised the Court in her last extension request, her recovery has taken longer than she anticipated, due in part to the fact that very shortly after her surgery she contracted a virus, apparently unrelated to her surgery, that caused her to be out of work for longer than she otherwise would have been. Since her last extension request, the congestion she



Appellate Case No. 2019-000509
Extension Request
Page 2 of 3

experienced from that virus resulted in Counsel developing double ear infections. She is just now finishing a second round of antibiotics for that problem. Counsel had sincerely hoped to avoid asking for another extension in this appeal, however, her prolonged illness, as well as her recovery from her surgery, have made it impossible to complete this Certiorari Petition, and the Appendix thereto, in time to meet today's due date.

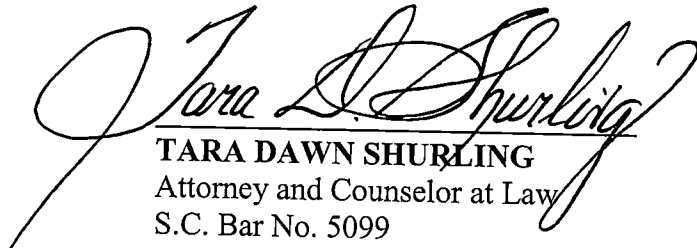
Another factor in meeting the current deadline has been the fact that the only available copy of the trial record was made from a copy of the Record on Appeal from the direct appeal. That transcript was evidently literally taken out of a spiral bound copy of the Record on Appeal and copied for the parties involved in this PCR action. Unfortunately, the Record on Appeal appears to have been bound on the right side as opposed to the left like a book. The result is that the left margin on approximately 80 % of the pages is approximately one half inch wide and does not allow adequate room for multiple volumes of the Appendix to be properly bound for this Appendix. Counsel has spent many hours copying and reformatting this trial transcript to make it possible for her outside printer to produce an Appendix which complies with the applicable South Carolina Rules of Appellate Procedure. Counsel now expects to receive a corrected Appendix from her printer by midday Monday, to use that draft of the Appendix to complete her detailed Index for the Appendix by Tuesday and to then be able to get the printed Appendix back from Nova Printing Solutions by Wednesday.

For these reasons, as well as the fact that the Christmas holidays are fast approaching, Counsel now very reluctantly seeks an additional thirty (30) day extension of time in which to file this Certiorari Petition and the appropriate Appendix to accompany that petition. This



Appellate Case No. 2019-000509
Extension Request
Page 3 of 3

Honorable Court has been very patient with Counsel since she was injured and during her surgery and recovery. She is very grateful for the Court's consideration and assures the Court that she is at last on the road to full recovery. Petitioner was able to discuss the status of this PCR appeal with opposing counsel, Benjamin H. Limbaugh, Assistant Attorney General, and he has graciously said that he will offer no objection to this request. Counsel no longer has an associate in her law firm, and therefore can not have another lawyer in her firm certify the necessity of the extension. Counsel is committed completing the Certiorari Petition and Appendix in this matter without any further extension requests for this stage of this Post-Conviction Relief appeal.


TARA DAWN SHURLING
Attorney and Counselor at Law
S.C. Bar No. 5099

ATTORNEY FOR PETITIONER

This 12th day of December, 2019

TDS/ts

RECEIVED

DEC 16 2019

APPEAL FROM HORRY COUNTY
Court of Common Pleas

The Honorable J. Cordell Maddox Jr. Circuit Court Judge

S.C. SUPREME COURT

Appellate Case No. 2019-000509

ROBERT ANTONIO STEED,

APPELLANT,

v.

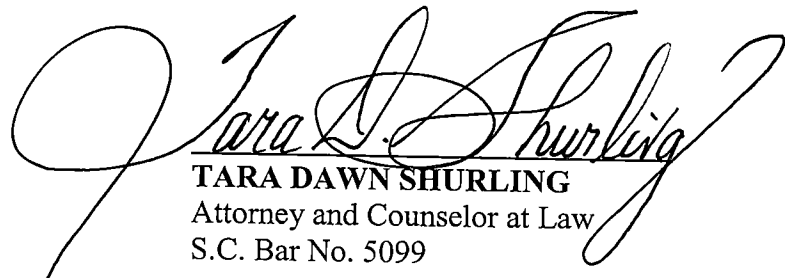
THE STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a copy of Petitioner's Fifth Extension Request for the filing of his Petition for Writ of Certiorari and Appendix in the above-entitled PCR appeal has been served upon opposing counsel this 12th day of December, 2019, by mailing one (1) copy by USPS in a stamped envelope properly addressed to:

Benjamin Hunter Limbaugh
Assistant Attorney General
Office of the Attorney General
P. O. Box 11549
Columbia, S.C. 29201



TARA DAWN SHURLING
Attorney and Counselor at Law
S.C. Bar No. 5099

ATTORNEY FOR PETITIONER

TDS/ts