

SUPREME COURT OF SOUTH CAROLINA

O'SHAUN J. ROBINSON, Respondent,

v.

STATE OF SOUTH CAROLINA, Petitioner

Appellate Case No. 2020-001361

RECEIVED

Jul 19 2021

S.C. SUPREME COURT

Petition for Extension of Time
For Service and Filing of
Return to Petitioner's
Petition for Writ of Certiorari

By previous Order of this Honorable Court, Respondent was granted a third extension of time in which to serve and file his Return to the State's Petition for Writ of Certiorari in the above captioned Post-Conviction Relief matter, until July 3, 2021. On July 3, 2021, Counsel requested an additional extension until Friday July 16, 2021. Undersigned Counsel was not able to complete this Return Friday due to severe weather in the area that necessitated Counsel shutting down her computer network at the office and closing her office. Counsel called the Court and advised that she was leaving her office in haste due to flood warnings and near by lightening. Once home, she followed up with an email requesting leave of Court to file the Return on today's date. No order has been issued on that request to date. Counsel had sincerely hoped that she would be able to complete the Return today, however, she was tied up most of the day with a juvenile evaluation which was scheduled with the Department of Mental Health for 12:45 P.M. today. Counsel had to go to the Juvenile Detention Center at DJJ this morning to meet with the Client before he was to be transported to Crafts Farrow Hospital. I had advised my minor Client that I would follow his transport to that facility and to be present for the evaluation. Counsel ended up at the Juvenile Detention Center for hours until well after the time the evaluation scheduled to be held at Crafts Farrow had passed and no one had come to transport this young man to Crafts Farrow.

Ultimately Counsel was advised that the Richland County Sheriff's Department had not come to transport my Client and that no one there had heard anything from them. They were able to show me a copy of the transportation order to verify that they had received it from the Solicitor's Office and that it was the Sheriff's Department, not DJJ, that was supposed to transport this young man. The Officer in charge in Operations was about to call the Sheriff's Department to ascertain whether they were still coming at all, when operations received a call from the doctor scheduled to perform the evaluation at Crafts Farrow who advised that the evaluation would have to be rescheduled for a later date. He further advised that it could not be rescheduled Tuesday due to the employee who handles their scheduling matters being out of the office tomorrow. I then had to wait

while Operations once again brought my sixteen year old Client back up from his dorm so that I could explain what happened and advise him that it will now be at least next week before his evaluation is conducted. By the time Counsel returned to her Office she no longer had time to finish the Return in this case today. Counsel has an interview with Pardon, Probation and Parole and an adult client tomorrow as well as another document to complete for filing in this Court tomorrow. Counsel has a filing due in another case Wednesday and will be out of the office Thursday and Friday for Court in Beaufort Friday morning. It is now obvious that I should have asked for a full thirty (30) days on my fourth extension. Had I done so, the due date requested would have moved the due date to August 2, 2021. Counsel now asks for an additional seventeen (17) days to serve and file this Return until August 2, 2021; the date the Return would have been due had Counsel requested a full thirty (30) day on her fourth extension request.

Respondent has spoken with opposing counsel, Lillian Loch Meadows, Assistant Attorney General, concerning this matter and she has indicated that she has no objection to this request. She has been served with this Petition by e-mail. Counsel will make every effort to file this Return in advance of the new due date requested.

Respectfully submitted,

Tara D. Shurling

Tara Dawn Shurling
Attorney at Law
S.C. Bar No. 5099

3614 Landmark Drive
Suite A
Columbia, SC 20204

ATTORNEY FOR PETITIONER

This 19th day of July, 2021