

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Colleton County
Edgar Dickson, Circuit Court Judge

RECEIVED

Sep 20 2021

S.C. SUPREME COURT

DERRICK FISHBURNE,

RESPONDENT,

V.

THE STATE,

PETITIONER.

Appellate Case No. 2021-000107

**PETITION FOR EXTENSION OF TIME TO FILE
RETURN TO THE PETITION FOR WRIT OF CERTIORARI**

The undersigned counsel would respectfully request a Second **30-day** extension to file the Return to the Petition for Writ of Certiorari in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following:

1. The Return is due to be served and filed today, September 20, 2021.
2. Counsel has been preparing for several complex matters in General Sessions Court. Additionally, Counsel has spent a substantial amount of time over the last few weeks completing a complicated Common Pleas matter which resolved in a settlement.
3. This request is made in good faith, and not for purposes of delay.
4. Counsel has communicated with counsel for the State who does not oppose this request.

Based on the foregoing, the undersigned counsel would respectfully request second **30-day** extension in which to file the Return to the Petition for Writ of Certiorari in this case. Counsel requests that the time limits for filing the Return to the Petition for Writ of Certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,

s/ Tristan Shaffer

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September 20, 2021