

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

On Writ of Certiorari to the Supreme Court
From Newberry County
Honorable Brooks P. Goldsmith, Circuit Court Judge
Appellate Case No: 2011-204368

STEPHEN BECKHAM,

Petitioner,

vs.

THE STATE,

Respondent.

**MOTION TO EXCEED TWENTY-FIVE PAGE LIMIT FOR A RETURN TO PETITION
FOR WRIT OF CERTIORARI**

Respondent respectfully asks this Court to allow Respondent to file a return to the petition for writ of certiorari in excess of the twenty-five page limit imposed by Rule 243(g), SCACR. Respondent will require approximately fifty-two (52) pages. The Court should grant this motion for these reasons:

1. On January 10, 2013, counsel for Petitioner petitioned this Court to exceed the twenty-five page limit. The filed petition is forty-seven pages. Petitioner raises eight issues.
2. The return to the petition for writ of certiorari in this post-conviction relief action is due to be served and filed in this Court on June 27, 2013. Counsel for Respondent has completed the return to the petition.

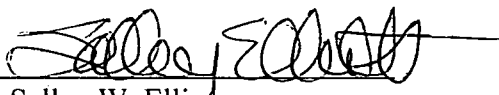
3. To adequately address all claims, Respondent will need to file a brief approximately fifty-two (52) pages long. Respondent has diligently attempted to trim the return but finds it necessary to request the Court's permission to exceed the standard length of twenty-five pages.
4. The Appendix and Supplemental Appendix cover eleven years of litigation and are in excess of 9000 page spread over thirty-one volumes.
5. Counsel for Respondent has discussed this motion with opposing counsel, Diana Holt, *pro bono* counsel for Petitioner. Ms. Holt had no objections to this motion.

THEREFORE, Respondent respectfully requests an order from this Court granting Respondent permission to exceed the twenty-five page limit of Rule 243(g), SCACR.

Respectfully submitted,

ALAN WILSON
Attorney General

SALLEY W. ELLIOT
Assistant Deputy Attorney General

BY: 
Salley W. Elliot
S.C. Bar No: 1871

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Post Office Box 11549
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ATTORNEYS FOR RESPONDENT

June 27, 2013

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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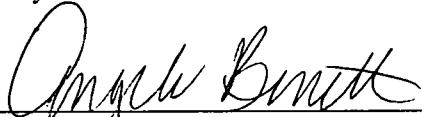
PROOF OF SERVICE

I, Angela Bennett certify that I have served the within Return to Petition for Writ of Certiorari and Motion to Exceed Page Limit for Return to Petition for Writ of Certiorari on Petitioner by depositing two copies of the same in the United States mail, postage prepaid, addressed to both:

Diana Holt, Esquire
Diana Holt, LLC
Post Office Box 6465
Columbia, SC 29260

E. Charles Grose, Jr.
The Grose Law Firm, LLC
404 Main Street
Greenwood, SC 29646

I further certify that all parties required by Rule to be served have been served.
This 27th day of June, 2013.



ANGELA BENNETT
Legal Assistant

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Post Office Box 11549
Columbia, SC 29211
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

June 27, 2013

RECEIVED

JUN 27 2013

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

S.C. Supreme Court

RE: Stephen Beckham v. State of South Carolina
Appellate Case No: 2011-204368

Dear Mr. Shearouse:

Enclosed for filing are the original and six (6) copies of the **Return to Petition for Writ of Certiorari and Motion to Exceed Page Limit for Return to Petition for Writ of Certiorari** in the above-referenced case. By copy of this letter we are serving opposing counsel today.

Sincerely,

Salley W. Elliott
Senior Assistant Deputy Attorney General
S.C. Bar No: 1871

SWE/ab
Enclosures

cc: Diana L. Holt, Esquire
E. Charles Grose, Esquire
Robert M. Dudek, Esquire