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Nov 14 2024

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

CERTIORARI TO NEWBERRY COUNTY
Honorable Donald B. Hocker, Trial Judge
Honorable R. Scott Sprouse, Post-Conviction Relief Judge

Appellate Case No. 2023-001998

KENNY O. RUFF,

Petitioner,

v.

STATE OF SOUTH CAROLINA,

Respondent.

**MOTION FOR THIRD EXTENSION WITHIN WHICH TO SERVE AND FILE
RETURN TO PETITION FOR WRIT OF CERTIORARI AND FOR LEAVE TO FILE
EXTENSION REQUEST OUT-OF-TIME**

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Return to The Petition for Writ of Certiorari was due to be served and filed on November 12, 2024. Due to an oversight, an extension was not requested and the Return was not filed. The undersigned asks this Court to accept this motion out of time and moves for a 30-day extension in which to serve and file the Return.

II.

Due to work required in other cases pending before this Court and the South Carolina Court of Appeals, I am unable to complete this return on time. This extension request is not intended for

purposes of delay, but rather to ensure the return is properly researched and prepared. I would therefore request a 30-day extension of time within which to serve and file the Return.

III.

WHEREFORE, Respondent prays that the Court hold this matter in abeyance until ruling on this motion, and extend the deadline for the service and filing of the Return to Petition for Writ of Certiorari in this case for thirty (30) days from the date such relief is granted; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,


ALAN WILSON
Attorney General

W. JEFFREY YOUNG
Chief Deputy Attorney General

DONALD J. ZELENKA
Deputy Attorney General

ZACHARY W. JONES
Assistant Attorney General
S.C. Bar No. 104174

By:


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I support the finding of good cause.

By:


DONALD J. ZELENKA
Deputy Attorney General

November 14, 2024