

RECEIVED

Aug 01 2025

S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In The Supreme Court

On Petition for Writ of Certiorari to Richland County
Honorable Robert E. Hood, Trial Judge
Honorable Maité Murphy, Post-Conviction Relief Judge

Appellate Case No. 2024–001123

Mimi J. Marshall, SCDC #231397,

Petitioner,

v.

State of South Carolina,

Respondent.

**MOTION FOR A FOURTH EXTENSION TO SERVE AND FILE THE
RETURN TO PETITION FOR WRIT OF CERTIORARI**

Counsel for Respondent respectfully moves for a **fourth** and **final** extension of thirty (30) days in which to serve and file the Return to Petition for Writ of Certiorari in this case. This is a fourth request for an extension. In support of this request, counsel shows:¹:

1. The Return to Petition for a Writ of Certiorari was due to be served and filed with the Court on August 1, 2025.
2. Counsel for Respondent respectfully submits that extraordinary circumstances exist that warrant the granting of an additional time extension. Given the number of extensions

¹ In compliance with: In Re: Extensions in Criminal and Post-Conviction Relief Cases, (S.C. Sup. Ct. order dated March 18, 2009) (Davis Adv. Sh. No. 13 at 1).

previously granted and the order in which counsel attempts to manage his heavy caseload, Counsel hopes that no further extension requests will be required.

3. Counsel had a term of court on June 2–6, 2025, in the Fifth Judicial Circuit, in which Counsel is preparing orders.
4. Counsel had a term of court on June 16–20, 2025, in the Seventh Judicial Circuit, in which Counsel is preparing orders.
5. Counsel assisted in a term of court on June 23–27, 2025, in the Tenth Judicial Circuit, in which Counsel is preparing orders.
6. Counsel has a term of court on August 18–22, 2025, in the Fifth Judicial Circuit, in which Counsel is preparing for those hearings.
7. Counsel has a term of court on August 25–29, 2025, in the Seventh Judicial Circuit, in which Counsel is preparing for those hearings.
8. Counsel has a term of court on September 2–5, 2025, in the Fourth Judicial Circuit, in which Counsel is preparing for those hearings.
9. Counsel has a term of court on September 15–19, 2025, in the Eleventh Judicial Circuit, in which Counsel is preparing for those hearings.
10. In the last month, Counsel has had multiple PCR filings due with the lower courts in the Fourth, Fifth, Seventh, and Eleventh Judicial Circuits.
11. This extension request is made in good faith and not intended for delay, but rather due to counsel's heavy workload and to ensure the return is properly researched and prepared.
12. Opposing counsel has graciously consented to this request via email.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension in which to serve and file the Return to Petition for Writ of Certiorari in this case based upon the


above exigent circumstances.

Respectfully submitted,

ALAN WILSON
Attorney General

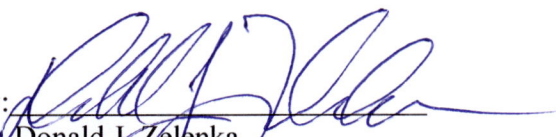
DONALD J. ZELENKA
Deputy Attorney General

D. RUSSELL BARLOW, II
Senior Assistant Deputy Attorney General

BY: 
D. RUSSELL BARLOW, II
S.C. Bar No. 105228
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3737

ATTORNEYS FOR RESPONDENT

I have reviewed and approved this extension request.

By: 
Donald J. Zelenka
Deputy Attorney General

August 1, 2025