

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Appeal from Spartanburg County  
J. Derham Cole, Circuit Court Judge

Appellate Case No. 2013-002001

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THE STATE,

MANUEL ANTONIO MARIN,

v.

Respondent,

Petitioner.

**RECEIVED**

JAN 22 2014

**S.C. Supreme Court**

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**MOTION TO ENLARGE TIME FOR FILING  
RETURN TO PETITION FOR WRIT OF CERTIORARI**

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The Respondent, above-named, hereby make a motion to this Court to extend the time for filing the Return to the Petition for Writ of Certiorari from January 22, 2014 for thirty days up to and including February 21, 2014.

In support of the request, undersigned counsel respectfully advises the Court that counsel has been unable to complete the Return to Certiorari because counsel for Respondent has been involved in a number of other state and federal matters, that include:

- (A) Curtis Bryant v. Warden (Federal Habeas Return) **filed in U.S. District Court:**
- (B) Mikal Mahdi v. State (Capital PCR) Draft of Amended Order Granting Rule 59 Motion for the Honorable Doyet Early. **(in process);**
- (C) State v. Mathew Fullbright (Murder X 2, Armed Robbery X 2) Initial Brief of Respondent. **(in process, currently approximately 48 pages) due February 3, 2014;**

(D) State v. Antonio Scott (Murder) Preparation for and Oral Argument before the S.C.

Court of Appeals **on January 8, 2014;**

(E) Demetrius Smalls v. Warden (Federal Habeas Return) **filed in U.S. District Court;**

(F) Edmund Goins v. Warden (Federal Habeas Appeal) preparation of brief for 4<sup>th</sup> Circuit Court of Appeals, **in process (due January 27, 2014);**

(G) Bobby Gibson v. Warden (Federal Habeas Return) **filed in U.S. District Court;**

(H) State v. Antonio Miller (Murder, Armed Robbery, Kidnapping) (Initial Brief of Respondent) **filed in the S.C. Court of Appeals;**

(I) State v. Bobby A. Gilbert (Murder) Return to Petition for Writ of Certiorari **in process;** and other matters.

Wherefore Respondents respectfully request an extension of a period of time of thirty (30) days up to and including **February 21, 2014**. This is a 2<sup>nd</sup> extension request.

Respectfully submitted,

ALAN WILSON  
Attorney General

DONALD J. ZELENKA  
Senior Assistant Deputy Attorney General

ANTHONY MABRY  
Assistant Attorney General

**ATTORNEYS FOR RESPONDENT**

By: \_\_\_\_\_

  
Anthony Mabry

Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305

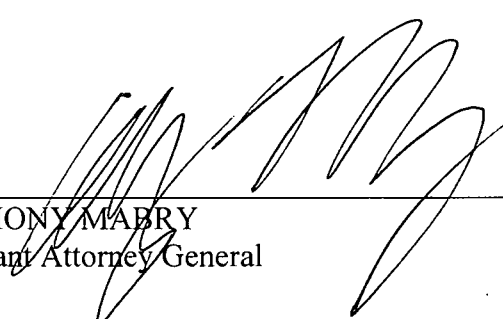
January 22, 2014

**CERTIFICATE OF SERVICE**

I, **Anthony Mabry**, hereby certify that I have served the Motion to Enlarge Time for Filing Return to Petition for Writ of Certiorari in the foregoing action by depositing copies in the InterAgency Mail, postage prepaid to the following:

Robert M. Dudek, Esquire  
David Alexander, Esquire  
Division of Appellate Defense  
1330 Lady Street, Suite 401  
Columbia, SC 29201

This 22<sup>nd</sup> day of January, 2014.



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ANTHONY MABRY  
Assistant Attorney General



ALAN WILSON  
ATTORNEY GENERAL

January 22, 2014

Honorable Daniel E. Shearouse  
Clerk, South Carolina Supreme Court  
P. O. Box 11330  
Columbia, South Carolina 29211

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JAN 22 2014  
S.C. Supreme Court

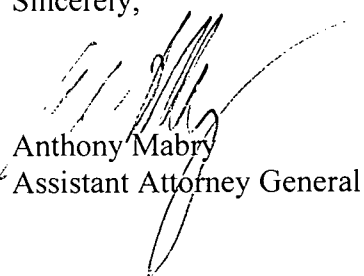
Re: State v. Manuel Antonio Marin  
Appellate Case No. 2013-002001

Dear Mr. Shearouse:

The Return to Petition for Writ of Certiorari in the above-referenced case is due to be filed on the above date. I am requesting an extension of thirty (30) days to file and serve Respondent's Return. Due to counsel's heavy caseload and other court commitments, counsel has been unable to prepare the Return.

By copy of this letter I am serving opposing counsel with same.

Sincerely,

  
Anthony Mabry  
Assistant Attorney General

AM/lbb

cc: Robert M. Dudek, Esquire  
David Alexander, Esquire