

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Greenville County
Edward W. Miller, Circuit Court Judge

Appellate Case No. 2013-001026

RECEIVED

FEB 19 2014

S.C. Supreme Court

FREDDIE EUGENE OWENS,

Petitioner,

v.

STATE OF SOUTH CAROLINA,

Respondent.

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

The Respondent, above-named, hereby makes a motion to this Court to extend the time for filing the Return to the Petition for Writ of Certiorari from February 20, 2014 for thirty days up to and including March 24, 2014.

In support of the request, undersigned counsel respectfully advises the Court that:

1. 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) Nathaniel Johnson v. Warden (Federal Habeas Return) Amended Return filed December 20, 2013 in U.S. District Court for the District of South Carolina;

(B) State v. Antonio Miller (Murder, Burglary 1st, Kidnapping) Initial Brief of Respondent, filed in the S.C. Court of Appeals on December 20, 2013 (approximately 47 pages);

(C) Bobby Gibson v. Warden (Federal Habeas Return)(Trafficking in Crack and Trafficking Cocaine) **filed December 18, 2013 in U.S. District Court for the District of South Carolina;**

(D) Demetrius Smalls v. Warden (Federal Habeas Return) **filed January 7, 2014 in U.S. District Court for the District of South Carolina;**

(E) Curtis Bryant v. Warden (Federal Habeas Return) **filed January 2, 2014 in U.S. District Court for the District of South Carolina;**

(F) Mikal Mahdi v. State (Capital PCR) **draft of Amended Order denying relief for the Circuit Court (Judge Doyet Early), in process;**

(G) Goins v. Warden (Federal Habeas Appeal) Brief of Respondent **filed in the 4th Circuit Court of Appeals in Richmond on January 27, 2014;**

(H) State v. Marshall Fullbright (Murder X 2, Armed Robbery X 2)(Initial Brief of Respondent) **filed in the S.C. Court of Appeals, February 3, 2014;**

(I) State v. Bobby Gilbert, (Murder, Armed Robbery)(Return to Petition for Cert. in the S.C. Supreme Court) **in process;**

(J) Phillip Sims v. Warden (Federal Habeas Return) **filed February 10, 2014 in U.S. District Court for the District of South Carolina;**

(K) Rico Hickman v. Warden (Federal Habeas Return) **currently in process;**

(L) State v. Bruce Hill (Murder X 2, Burglary 1st) Preparation for and Oral Argument before the S.C. Supreme Court **last week, February 5, 2014;**

(M) Gina Beatty v. Warden (Felony DUI Death and Great Bodily Injury/ Multiple Counts)(Federal Habeas Return) **currently in process;**

(N) Albert Harris v. Warden (Federal Habeas Return) **currently in process;**

(O) State v. Antonio Scott (Murder) Preparation for and Oral Argument before the Court of Appeals on **January 10, 2014;**

and, other matters;

2. The South Carolina Emergency Division closed State Government offices in Richland County on February 12, 13, and 14, 2014 due to hazardous weather conditions. Also, February 17th was a State holiday (President's Day);

Wherefore Respondents respectfully request an extension of a period of time of thirty (30) days up to and including **March 22, 2014**. This is a 3rd extension request.

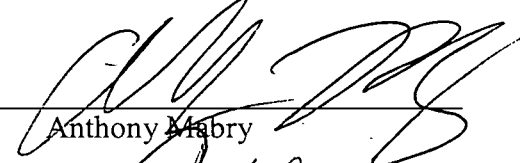
Respectfully submitted,

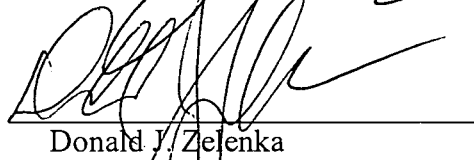
ALAN WILSON
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February 19, 2014

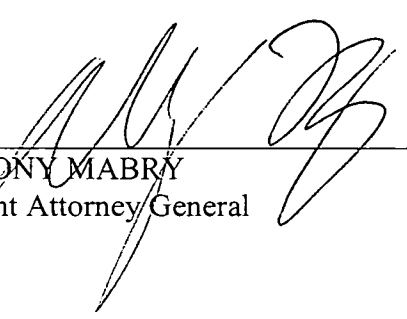
CERTIFICATE OF SERVICE

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 United States mail, postage prepaid to the following:

Emily C. Paavola, Esquire
Death Penalty Resource & Defense Center
900 Elmwood Avenue, Ste. 101
Columbia, SC 29201

Keir M. Weyble, Esquire
Cornell Law School
Myron Taylor Hall
Ithaca, NY 14853

This 19th day of February, 2014.



ANTHONY MABRY
Assistant Attorney General