

 ORIGINAL

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

**RECEIVED**

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Certiorari to Greenville County

R. Markley Dennis, Jr., Circuit Court Judge  
\_\_\_\_\_

S.C. Supreme Court

MARK ANTHONY MARTUCCI,

PETITIONER,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-000178

\_\_\_\_\_  
**PETITION FOR EXTENSION TO FILE  
THE REPLY TO THE RETURN TO THE PETITION  
FOR WRIT OF CERTIORARI**  
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The undersigned counsel would respectfully request a ten-day extension in which to file the reply to the return to the petition for writ of certiorari in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

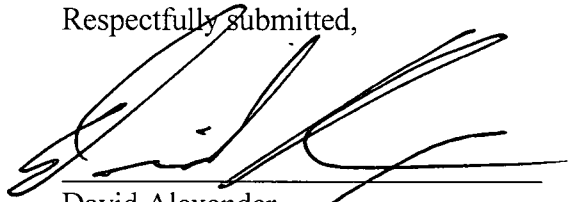
1. The reply to the return to the petition for writ of certiorari in this case is due to be served and filed today, having been extended by one prior order of this Court.

2. On Tuesday, February 18, 2014, counsel filed the initial brief of appellant and designation of matter in the case of State v. Lou Ann Robinson in the Court of Appeals. On Tuesday, February 4, 2014, counsel had an oral argument in the Court of Appeals in the case of State v. Julian Deandre Battle. Counsel filed the brief of respondent in the case of State v. William Coaxum Sr. in this Court on Monday, January 27, 2014. On Tuesday, January 21, 2014, counsel filed the return to the petition for writ of certiorari in the case of Jwan T. Smith v. State in this Court. On Thursday, January 16, 2014, counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Latron Bryant in this Court. On Wednesday, January 15, 2014, counsel filed the petition for writ of certiorari to the South Carolina Supreme Court and accompanying appendix in the case of Richard A. Sims v. State in the United States Supreme Court. On Wednesday, January 8, 2014, counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. John Portee in this Court. On Tuesday, January 7, 2014, counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Luther Bernard Pearson in this Court. On Friday, December 27, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Aliaquon R Drake in this Court, also on Friday, December 27, 2013, counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Jose Angel Herrera in this Court. On Thursday, December 19, 2013, counsel filed the initial brief of appellant and designation of matter in the case of State v. Akeem Smith in Court of Appeals

3. This request is made in good faith, and not for purposes of delay.

WHEREFORE, the undersigned counsel would respectfully request a ten-day extension in which to file the reply to the return to the petition for writ of certiorari in this case. Counsel requests that the time limits for filing the reply to the return to the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'David Alexander', written over a horizontal line.

David Alexander  
Appellate Defender

February 20, 2014

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to Greenville County  
R. Markley Dennis, Jr., Circuit Court Judge

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MARK ANTHONY MARTUCCI,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

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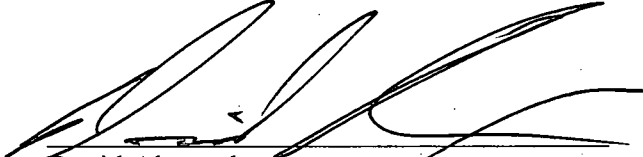
APPELLATE CASE NO. 2013-000178

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CERTIFICATE OF SERVICE

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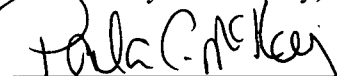
The undersigned attorney hereby certifies the petition in which to file the reply to the return to the petition for writ of certiorari in the above referenced case has been served upon Karen Ratigan, Esquire, Assistant General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Rm. 519, Columbia, SC 29201, this 20<sup>th</sup> day of February, 2014.



David Alexander  
Chief Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me  
this 20<sup>th</sup> day of February, 2014.

 (L.S.)

Notary Public for South Carolina

My Commission Expires: July 24, 2022.