

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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

Appellate Case No. 2013-002001

THE STATE,

Respondent,

v.

MANUEL ANTONIO MARIN,

Petitioner.

RECEIVED
MAR 24 2014
S.C. Supreme Court

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

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 March 24, 2014 for thirty days up to and including April 23, 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) Mikal Mahdi v. State (Capital PCR) draft of Amended Order denying relief for the Circuit Court (Judge Doyet Early), submitted Thursday, February 27, 2014. (Approximately 125 pages);

(B) Stanko v. State (Capital PCR) Return to Final Application for PCR (raising numerous grounds) expected to be filed today, March 24, 2013 (Approximately 78 pages);

(C) State v. Antonio Miller (Murder) Final Brief of Respondent filed February 24, 2014 in the S.C. Court of Appeals;

- (D) Albert Harris v. Warden (Federal Habeas Return)(Burglary 1st, Armed Robbery, Involuntary Manslaughter) **filed Friday, March 13, 2014;**
 - (E) Rico Hickman v. Warden (Federal Habeas Return) **filed February 20, 2014 in U.S. District Court for the District of South Carolina;**
 - (F) (Stephen Stanko v. State (Capital PCR) Status Conference (February 21, 2014) before Circuit Judge Benjamin Culbertson in Conway, S.C. for scheduling order;
 - (G) Phillip Sims v. Warden (Federal Habeas Return) **filed February 10, 2014 in U.S. District Court for the District of South Carolina;**
 - (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. Bruce Hill (Murder X 2, Burglary 1st) Oral Argument before the S.C. Supreme Court **on February 5, 2014;**
 - (J) Goins v. Warden (Federal Habeas Appeal) Brief of Respondent **filed in the 4th Circuit Court of Appeals in Richmond on January 27, 2014;**
 - (K) State v. Kenneth Lynch (Murder X 2, Grand Larceny)(Initial Brief of Respondent) **in process;**
 - (L) Gena Beatty v. State (Federal Habeas Return)(**Felony DUI Death, Felony DUI Great Bodily Injury**, multiple counts) **in process;**
 - (M)State v. Bobby Gilbert (**Murder, Armed Robbery, Grand Larceny**) (Return to Petition for Certiorari) **almost complete, and Respondent is attempting to complete and file this week;**
 - (N)Inman v. State (Capital PCR) Motion hearing before Judge Macaulay in which Respondent participated by telephone standby, regarding payment of costs for copying of discovery re: State's file;
 - (O) Fredrick Evins v. State (Capital PCR) review of Order Granting PCR Relief and notifying victims' families. (**March 20, 2014**);
 - (P) Freddie Eugene Owens (Return to Petition for Certiorari)(Capital PCR) **in process** (multiple grounds);
- 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). While this didnot occur in the last thirty days, it did limit the work days in office and push back work from February into March of 2014.

3. Respondent will attempt to complete the Return in this matter as soon as possible in conjunction with Respondent's caseload and other responsibilities.

Wherefore, given extraordinary circumstances have been shown, Respondent respectfully request an extension of a period of time of thirty (30) days up to and including **April 23, 2014**.

This is a 4rd extension request.

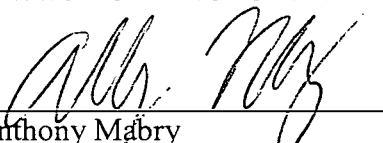
Respectfully submitted,

ALAN WILSON
Attorney General

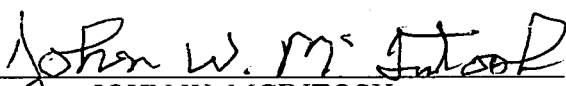
DONALD J. ZELENKA
Senior Assistant Deputy Attorney General

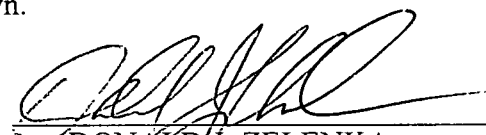
ANTHONY MABRY
Assistant Attorney General

ATTORNEYS FOR RESPONDENT

By: 
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We agree that extraordinary circumstances have been shown.


JOHN W. MCINTOSH
CHIEF DEPUTY ATTORNEY GENERAL


DONALD J. ZELENKA
DEPUTY ATTORNEY GENERAL

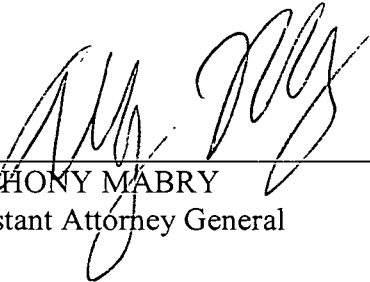
March 24, 2014

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 24th day of March, 2014.



ANTHONY MABRY
Assistant Attorney General