

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

Appeal from Dorchester County
James E. Lockemy, Circuit Court Judge

MAR 26 2014

Appellate Case No. 2012-213468

S.C. Supreme Court

MARION BOWMAN,

Petitioner,

vs.

STATE OF SOUTH CAROLINA,

Respondent.

MOTION TO EXCEED PAGE LIMIT

The above-named Respondent hereby makes a motion to this Court, pursuant to Rule 208(b)(5), SCACR, to file a return in excess of the page limit. This capital case is very long and complex. For example, the Order of Dismissal presently being appealed is 139 pages long. The Appendix, when combined with the supplemental appendices, is over 10,000 pages long. Further, Petitioner has raised seven arguments in a petition that is eighty-five pages long. Respondent therefore respectfully requests permission to file a brief not to exceed seventy-five pages in order to properly respond.

Wherefore, Respondent respectfully requests to file a Return to Petition for Writ of Certiorari to exceed twenty-five pages in order to properly address Petitioner's allegations.

Respectfully Submitted,

ALAN WILSON
Attorney General

JOHN W. McINTOSH
Chief Deputy Attorney General

DONALD J. ZELENKA
Senior Assistant Deputy Attorney General

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By:



ALPHONSO SIMON, JR.,
Assistant Attorney General

ATTORNEYS FOR RESPONDENT

March 24, 2014.

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Dorchester County
James E. Lockemy, Circuit Court Judge

Appellate Case No. 2012-213468

MARION BOWMAN,

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vs.

STATE OF SOUTH CAROLINA,

Respondent.

CERTIFICATE OF SERVICE

I, Alphonso Simon, Jr., do hereby certify that I have this date served the Respondent's Motion to Exceed Page Limit in the foregoing action on the Petitioner by depositing one copy of the same via U.S. mail to his attorneys of record, Robert M. Dudek, Esq., David Alexander, Esquire, both with SCCID/Division of Appellate Defense, 1330 Lady Street, Suite #401, Columbia, South Carolina 29201-3332; and Michael J. Anzelmo, Esq., Nelson, Mullins, Riley & Scarborough, LLP, P.O. Box 11070, Columbia, South Carolina 29211.

I further certify that all parties required by Rule to be served have been served.

This 24th day of March, 2014.



ALPHONSO SIMON, JR.
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