

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County
Steven H. John, Circuit Court Judge

THE STATE,

Respondent,

RECEIVED

APR 21 2014

v.

KAREEM S. HARRY,

SC Court of Appeals

Appellant.

Appellate Case No. 2013-000336

MOTION TO ENLARGE TIME FOR
FILING INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER

The Respondent, above-named, by and through the undersigned attorneys, would respectfully move this Court for a 30-day extension of time within which to file its Initial Brief of Respondent from April 21, 2014 up to and including May 21, 2014. Counsel for Respondent has not been able to complete the Initial Brief within the allotted time for the following reasons:

1. Counsel for Respondent has been involved in a number of other state and federal matters, that include:

(A) Thomas Hamilton v. Warden, (Federal Habeas Return) filed April 16, 2014 in U.S. District Court;

(B) 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 115 pages);

(C) Gena Beatty v. Warden (Federal Habeas Corpus Return)(Felony DUI Death, Felony DUI Great Bodily Injury multiple counts; **filed April 4, 2013;**

(D) State v. Marshall Fullbright (Murder 2 Counts) Final Brief of Respondent, **filed March 25, 2014;**

(E) State v. Bobby Gilbert, (Murder, Armed Robbery)(Return to Petition for Cert. in the S.C. Supreme Court) **filed Friday, April 18, 2014;**

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

(G) Rico Hickman v. Warden (Federal Habeas Return) **filed February 20, 2014 in U.S. District Court;**

(H) State v. Manuel Marin (Murder) Return to Petition for Certiorari, **currently in process;**

(I) Albert Harris v. Warden (Federal Habeas Return) **filed March 17, 2014 in U.S. District Court;**

(J) State v. Kenneth Lynch (Murder X 2 & Grand Larceny) Initial Brief of Respondent, **in process, a majority of this brief has been completed;**

(K) State v. Derringer Young, (Murder, ABWIK) Return to Petition for Rehearing in the S.C. Court of Appeals, **filed March 27, 2014; Required by the S.C. Court of Appeals;**

(L) Alfonzo Staton v. Warden (Federal Habeas)(Murder, CSC, Kidnapping) Status Report of State PCR to the U.S. District Court **March 27, 2014;**

(M) Stephen Stanko v. State (Capital PCR) (Return to Final Amended PCR Application), **filed March 24, 2014 (Approximately 80 pages);**

(N) Freddie Owens v. State (Capital PCR Appeal) Return to Petition for Writ of Certiorari, **currently in process (currently over 100 pages);**

(O) Fredrick Evins v. State (Capital PCR)(Rule 59 Motion to Alter or Amend Order Granting Relief), **filed in the last three (3) weeks;**

(P) Jamie Gilbert v. Warden (Federal Habeas Return)(Voluntary Manslaughter, Armed Robbery, Grand Larceny) **currently in process and almost complete; and other matters**

For good cause shown, Respondent requests this Court grant it a thirty (30) day extension to file the Initial Brief of Respondent in this matter. This is Respondent's 3rd extension request.

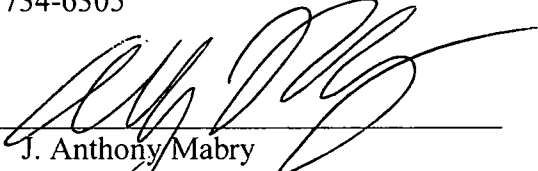
Respectfully submitted,

ALAN WILSON
Attorney General

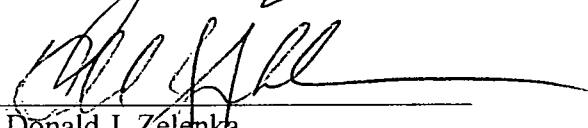
JOHN W. McINTOSH
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By: 

J. Anthony Mabry



Donald J. Zelenka

ATTORNEYS FOR RESPONDENT

April 21, 2014

CERTIFICATE OF SERVICE

I, **Anthony Mabry**, hereby certify that I have served the Motion to enlarge Time for Filing Initial Brief of Respondent and Designation of Matter in the foregoing action by depositing copy in the United States Mail to :

Meliah Bowers Jefferson, Esquire
WYCHE, P.A.
44 East Camperdown Way
Greenville, SC 29601

And by InterAgency Mail to:

Robert M. Dudek
Chief Attorney
Division of Appellate Defense
1330 Lady, Street, Ste. 401
Columbia, SC 29201

This 21st day of April, 2014.



ANTHONY MABRY
Assistant Attorney General



ALAN WILSON
ATTORNEY GENERAL

April 21, 2014

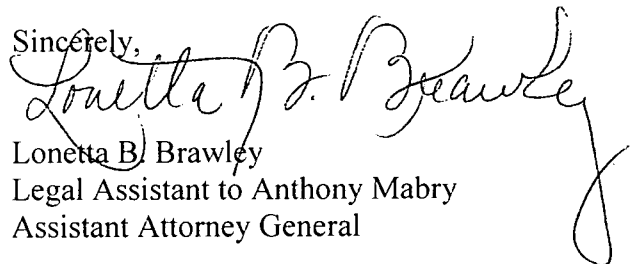
Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211

Re: State v. Kareem S. Harry
Appellate Case No. 2013-000336

Dear Ms. Kitchings:

Enclosed please find a Motion to Enlarge Time for Filing Initial Brief of Respondent in the above-referenced case for filing. By copy of this letter, I am serving opposing counsel with same.

Sincerely,



Lonetta B. Brawley
Legal Assistant to Anthony Mabry
Assistant Attorney General

/lbb
Enclosure

cc: Meliah Bowers Jefferson, Esquire
Robert M. Dudek, Esquire

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SC Court of Appeals