

GRANTED
JOHN CANNON FEW, C.J.
FOR THE COURT

STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

JUL 16 2012

By: _____
(Clerk) (Deputy Clerk)

Appeal from Richland County
The Honorable James R. Barber, III, Circuit Court Judge

SC Court of Appeals

The State of South Carolina,

Respondent,

v.

Anthony Hackshaw,

Appellant.

**MOTION FOR THIRD EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Initial Brief of Respondent and Designation of Matter. This is Respondent's third request for an extension of time in which to file the brief. In support of the request, undersigned counsel would respectfully show the Court:

1. Undersigned counsel for Respondent has been scheduled for a number of state and federal matters in the last thirty (30) days, that include, but are not limited to, the following: prepared for and assisted in a four-day post-conviction relief trial in a death penalty matter (*Louis Winkler*); completed and filed a return and memorandum of law in support of motion for summary judgment in a federal habeas action (*James Holloway*); completed and filed objections to the report and recommendation in an additional federal habeas action (*William Ellison*); completed and filed a final brief of respondent in a non-capital murder direct appeal (*David Chavez*); and, completed and filed a return and memorandum of law in support of motion for summary judgment in a federal habeas action (*Marcus Barr*).

2. Due to his heavy case load, undersigned counsel for Respondent has not been able, in a timely fashion, to complete the initial brief in this appeal.

3. Further, pursuant to the March 18, 2009 Order of the Supreme Court of South Carolina, moving counsel's immediate supervisor has reviewed the motion, and agrees the extension request is warranted based on the foregoing.

THEREFORE, undersigned counsel for Respondent respectfully requests an additional extension of thirty (30) days to complete the Initial Brief of Respondent and Designation of Matter.

Respectfully submitted,

ALAN WILSON
Attorney General

JOHN W. McINTOSH
Chief Deputy Attorney General

DONALD J. ZELENKA
Senior Assistant Deputy Attorney General

BRENDAN J. McDONALD
Assistant Attorney General

DANIEL E. JOHNSON
Solicitor, Fifth Judicial Circuit

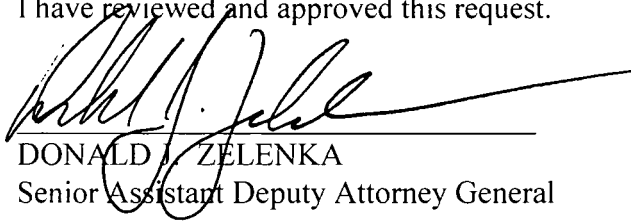
BY: 
BRENDAN J. McDONALD

Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

July 16, 2012.
Columbia, South Carolina.

ATTORNEYS FOR RESPONDENT

I have reviewed and approved this request.



DONALD J. ZELENA
Senior Assistant Deputy Attorney General

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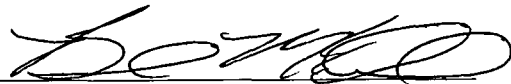
Appellant.

PROOF OF SERVICE

I, Brendan J. McDonald, certify that I have served Respondent's Motion for a Third Extension of Time on counsel for Appellant, by depositing one copy of same in the United States mail, postage prepaid, to counsel for appellant, addressed as follows:

Susan B. Hackett, Appellate Defender
South Carolina Office of Indigent Defense
Post Office Box 11589
Columbia, South Carolina 29211-1433

This 16th day of July, 2012.


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ATTORNEY FOR RESPONDENT