

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Greenville County
G. Edward Welmaker, Circuit Court Judge

RECEIVED

AUG 21 2014

S.C. Supreme Court

CHARLES CHRISTOPHER WILLIAMS,

Petitioner,


v.

STATE OF SOUTH CAROLINA,

Respondent.

Appellate Case No. 2013-001945

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



The Respondent, above-named, by and through the undersigned attorneys, would respectfully move this Court for a thirty (30) day extension of time within which to file its Return from August 21, 2014 up to and including September 22, 2014. Counsel for Respondent has not been able to complete the Return within the allotted time for the following reasons:

I.

Counsel for Respondent has also been working on drafts of the prioritized initial brief of Respondent in State v. Thomas Stewart on a fifth extension which will be filed this date. Since the prior request, below-signed counsel personally began preparation on death penalty PCR appeal State Brief of Respondent in John K. Hughey v. State which is presently 116 pages in


incomplete draft form; deposition preparation and deposition in death penalty PCR case Andres Torres v. State on July 23, 2014; made a motion to dismiss appeal in State v. Kevin Howard on July 24; prepared and filed a federal habeas return in Bobby Rice v. Warden (2nd extension) on July 28, 2014; and a federal habeas corpus return in Bryan Ladner v. Warden on July 28, 2014; resolved an appeal and expedited issuance of a remittitur in State v. Dondre Scott on July 28; filed a federal habeas corpus return and memorandum of law (49 pages) and a response to an order in the federal habeas corpus action of Lentigus Floyd v. Warden's motion to stay on July 30; filed a Brief of Respondent in the Court of Appeals in State v. Orlando Smith on July 31, 2014; made a written response to motion to amend and supplemental return in federal habeas corpus matter of Steven Collins v. Warden on July 31, 2014; filed a federal habeas return and memorandum of law in Terry Smalley v. Warden (17 pages) on August 1, 2014; response to motion to amend in habeas matter of Kevin Mellette v. Warden on August 7, 2014; Return to Petition for Writ of Certiorari in Kevin Choice v. State in the South Carolina Supreme Court on August 8, 2014; filed a federal habeas response in Jason Riley v. Warden (43 pages) on August 13, 2014, prepared and filed a memorandum of law in the death penalty PCR matter of Quincy Allen v. State on August 13, 2013; participated in telephone status conference with Judge Cothran in Quincy Allen v. State on August 13. In addition, Respondent's below-signed counsel sought status updates from opposing counsel in the following pending death penalty cases: James W. Wilson; Donald Jones; Mar-Reece Hughes; and Ronald Finklea.

In the next month, below-signed counsel is responsible, in addition to the Respondent's Brief of Respondent on certiorari in the death penalty appeal in John K. Hughey v. State on September 15, 2014; an initial brief of respondent in State v. Thomas Stewart (5th extension and

prioritized) to be filed on August 21; initial brief of respondent in State v. Antonio Gordon (3rd) due August 20 sought to be extended to September 19, 2014; a death penalty PCR appeal Return to Certiorari in Charles Williams v. State due on August 21, 2014 sought to be extended to September 20; a federal habeas return in Jonathan Carter v. State on August 20, 2014 sought to be extended to September 19; a status conference before Judge Keesley in Ron Finklea v. State on August 25; an initial brief of respondent in State v. Frank Singleton due on August 25, 2014; a motion hearing in the death penalty PCR matter of Quincy Allen v. State on August 27, 2014 before Judge Keesley; a Return to Certiorari in the South Carolina Supreme Court in Jamaal Hinson v. State (no extensions) on August 29, 2014.

II.

Counsel has established the following highest priorities:

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1. Death Penalty PCR appellate Brief of Respondent - John K. Hughey v. State due on September 15, 2014
 2. Death penalty PCR appeal Return to Certiorari in Charles Williams v. State projected due on September 20, 2014.
 3. Initial Brief of Respondent – State v. Thomas Stewart – to be filed August 20, 2014.
 4. State v. Antonio Gordon – initial Brief of Respondent projected due on September 19, 2014

II.

By copy of this motion, counsel are informing opposing counsel of the request. Derek Enderlin of the request.

For good cause shown, Respondent requests a thirty (30) day extension to file the Return to Petition for Writ of Certiorari in this matter.

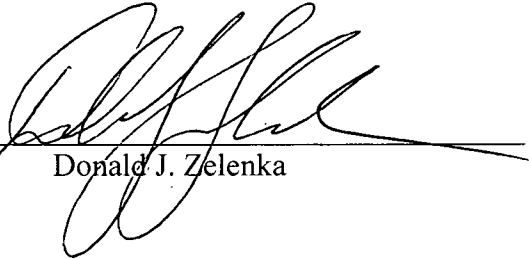
Respectfully submitted,

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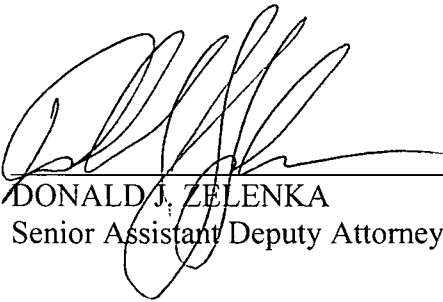
August 21, 2014

CERTIFICATE OF SERVICE

I, Donald J. Zelenka, 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 copy in the United States Mail to:

Mr. Derek J. Enderlin
Ross and Enderlin, PA.
330 East Coffee Street
Greenville, South Carolina 29601

This 21st day of August, 2014.



DONALD J. ZELENSKA
Senior Assistant Deputy Attorney General