

STATE OF SOUTH CAROLINA  
In the Supreme Court

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**RECEIVED**

AUG 21 2014

APPEAL FROM WILLIAMSBURG COUNTY  
W. Jeffrey Young, Circuit Court Judge

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**S.C. Supreme Court**

The State of South Carolina,

Respondent,

v.

Casey Lewis,

Appellant,

Appellate Case No. 2014-001564

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**MOTION TO FILE EXTENSION REQUEST OUT OF TIME  
AND REQUEST FOR A FIRST EXTENSION OF THIRTY DAYS IN WHICH  
TO FILE THE RETURN TO PETITION FOR WRIT OF CERTIORARI**

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Respondent, the State, moves this Court to accept a first extension request out of time and grant an extension of thirty (30) days in which to file the return to petition for writ of certiorari. In support of the request, undersigned counsel would respectfully show the Court:

1. The Petition for Writ of Certiorari was served on July 21, 2014. Respondent's return was due to be served thirty (30) days later, on Wednesday, August 20, 2014. However, the date for filing was inadvertently overlooked and not properly calendared. Respondent has today been advised of this error and files this motion for the Court to accept an extension request out of time.

2. Respondent respectfully requests a first extension of thirty (30) days.

3. Respondent submits this extension, if granted, would not unduly prejudice Petitioner where his appeal was dismissed by the Court of Appeals and no relief is currently pending or due.

WHEREFORE, undersigned counsel for Respondent respectfully requests this Court allow the motion to file an extension request out of time and grant a first extension of thirty (30) days in which to file the return to petition for writ of certiorari.

Respectfully submitted,

ALAN WILSON  
Attorney General

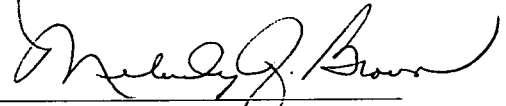
JOHN W. McINTOSH  
Chief Deputy Attorney General

DONALD J. ZELENKA  
Assistant Deputy Attorney General

MELODY J. BROWN  
Senior Assistant Attorney General

ERNEST A. FINNEY, III  
Solicitor, Third Judicial Circuit

BY:



MELODY J. BROWN  
S.C. Bar No.: 14244

Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-3742

August 21, 2014.  
Columbia, South Carolina.

ATTORNEYS FOR RESPONDENT

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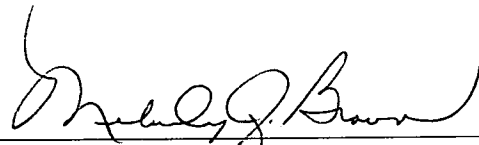
**CERTIFICATE OF SERVICE**

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I, Melody J. Brown, certify that I have served Respondent's *Motion to File Extension Request Out of Time and Request for A First Extension of Thirty Days in Which to File the Return to Petition for Writ of Certiorari* on appellant, by depositing one copy of same in the United States mail, postage prepaid, to his counsel of record, addressed as follows:

Casey Lewis, #259254  
Broad River Correctional Institution  
4460 Broad River Road  
Columbia, SC 29210

This 21<sup>st</sup> day of August, 2014.



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MELODY J. BROWN  
Senior Assistant Attorney General  
S.C. Bar No.: 14244  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3742

ATTORNEY FOR RESPONDENT



ALAN WILSON  
ATTORNEY GENERAL

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August 21, 2014

**S.C. Supreme Court**

The Honorable Daniel E. Shearouse  
Clerk, South Carolina Supreme Court  
Post Office Box 11330  
Columbia, South Carolina 29211

Re: The State v. Casey Lewis  
Appeal from Williamsburg County  
Appellate Case No. 2014-001564

Dear Mr. Shearouse:

Enclosed for filing are the original and six (6) copies of the Motion to File Extension Request Out of Time and Request for a First Extension of Thirty Days in which to File the Return to Petition for Writ of Certiorari.

Thank you for your assistance in this matter.

Sincerely,

Melody J. Brown  
Senior Assistant Attorney General

MJB/mv  
Enclosures

cc: Casey Lewis, #259254  
Broad River CI  
4460 Broad River Road  
Columbia, SC 29210