

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

---

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

---

**RECEIVED**

SEP 24 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 September 22, 2014 up to and including October 22, 2014. Counsel advised opposing counsel Derek Enderlin of this request, as anticipated last week. Counsel for Respondent has not been able to complete the Return within the allotted time for the following reasons:

I

Counsel for Respondent has filed this date the prioritized Brief of Respondent in John K Hughey v. State in the death penalty PCR appeal which is due (and required) to be filed on September 22, 2014 as the highest priority. This brief was 109 pages and involves extensive testimony and records. Since the last request, counsel has filed the brief on State v. Thomas Stewart on August 22, 2014; working on an initial brief of respondent in State v. Antonio Gordon initially due on September 20, 2014 and to be

I

requested an extension to October 30, 2014 and an Initial Brief of Respondent in State v. Frank Singleton due on September 24, 2014. Counsel had a status conference before Judge Keesley in Ron Finklea v. State on August 25; filed a federal habeas Return in Terry Smalley v. Warden on August 27, 2014; filed a Return to Certiorari in the South Carolina Supreme Court in Jamaal Hinson v. State on August 29, 2014; and filed a Return in the federal habeas matter of Jonathan Carter v. State on September 19. Below-signed counsel was also present at arguments by supervised counsel during the week of September 8 in the Court of Appeals in three matters. Counsel also was present a hearing in Richland County before Judge Benjamin on September 8, 2014 concerning a suit against the Office of the Attorney General.

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 filed on September 22, 2014; the initial brief of respondent in State v. Antonio Gordon (4<sup>th</sup>) due September 19 extended to October 19, 2014; (the present case) a death penalty PCR appeal Return to Certiorari in Charles Williams v. State due on September 22, 2014; an initial brief of respondent in State v. Frank Singleton due on August 25, 2014; among other matters.

## II.

Counsel has established the following highest priorities:

1. Death Penalty PCR appellate Brief of Respondent - John K. Hughey v. State completed and filed on September 22, 2014 (109 pages).
2. Death penalty PCR appeal Return to Certiorari in Charles Williams v. State projected due on October 22, 2014.
3. State v. Antonio Gordon – Initial Brief of Respondent projected due on October 20, 2014

## III.

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,

ALAN WILSON  
Attorney General

JOHN W. McINTOSH  
Chief Deputy Attorney General

DONALD J. ZELENKA  
Senior Assistant Deputy Attorney General

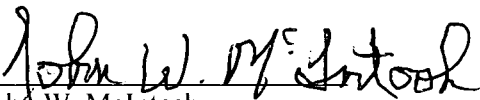
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-6305

By 

Donald J. Zelenka

September 22, 2014

I concur that good cause has been shown.

  
John W. McIntosh  
Chief Deputy Attorney General

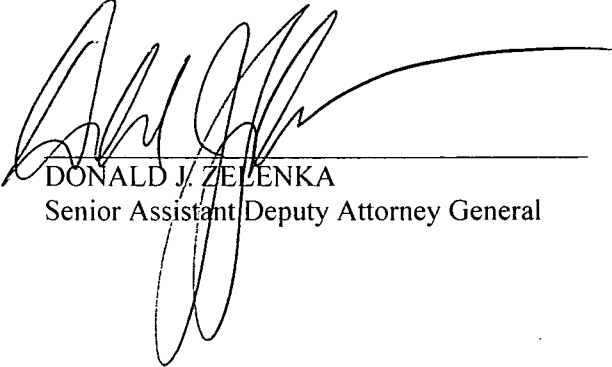
**CERTIFICATE OF SERVICE**

**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 22<sup>nd</sup> day of September, 2014.



DONALD J. ZELEENKA  
Senior Assistant Deputy Attorney General