

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lancaster County
Honorable Brian M. Gibbons, Circuit Court Judge

THE STATE,

Respondent,

v.

LAKEITHON M. HALL,

Appellant.

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SEP 10 2014

SC Court of Appeals

Appellate Case No. 2013-002616

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. The Initial Brief of Respondent is due to be filed September 10, 2014. The undersigned attorneys for the above Respondent move that the time for return be extended to October 10, 2014. This motion is made because Respondent *has completed a portion of this Initial Brief of Respondent*, but has not been able to complete the Initial Brief within the allotted time for the following reasons:

1. Counsel has been unable to complete the Initial Brief because counsel for Respondent has been involved in a number of other state and federal matters, that include:

(A) Ashante Wright v. Warden (Murder) (Federal Habeas Return) **filed August 5, 2014 in United States District Court;**

(B) State v. Derringer Young (Murder)(Return to Petition for Certiorari to the Court of Appeals, **filed the week of August 4th-8th, 2014 in the S.C. Supreme Court;**

(C) Donovan Henderson v. Warden (Federal Habeas Return), **filed on or about July 30, 2014 in United States District Court;**

(D) Bobby Gibson v. Warden (Federal Habeas Case) Motion hearing on Objections to the Report and Recommendation of the U.S. Magistrate **held before U.S. District Judge Joseph Anderson on July 30, 2014;**

(E) State v. Marcus Wright (Murder) (Initial Brief of Respondent) **filed in this Court on August 27, 2014;**

(F) Robert Laroche v. Warden (Federal Habeas Return) **filed on or about August 12, 2014;**

(G) Robert Laroche v. Warden (Federal Habeas case) **status report filed with U.S. Magistrate today, August 20, 2014;**

(H) State v. Frankie McGee (Murder) (Return to Petition for Writ of Certiorari) **filed in the S.C. Supreme Court on August 13, 2014;**

(I) Vante Birch v. Bush (Federal Habeas Return) **filed on September 2, 2014 in the U.S. District Court;**

(J) Adrian Allen v. McFadden (Federal Habeas Return) **filed September 5, 2014 in the U.S. District Court;**

(K) State v. Matthew Fullbright (Murder) preparation for and **oral argument today, September 10, 2014, in the S.C. Court of Appeals;**

(L) Alfonzo Staton v. State (Federal Habeas Corpus Case) Status Report to U.S. Magistrate **filed yesterday, September 9, 2014;**

(M) Stanko v. State (Capital PCR) draft of 2nd Motion to Compel, **to be filed this week, probably today, September 10, 2014;**

(N) James Elkins v. Warden (Federal Habeas Return) in process and will be filed this week or next week;

and, other matters.

2. Respondent has consulted with opposing counsel, David Alexander, and he does not object to the requested extension. This is a 4th extension request.

For extraordinary circumstances shown, Respondent respectfully requests this Court grant an extension of thirty (30) days up to and including **October 10, 2014** in which to file the Initial Brief of Respondent.

Respectfully submitted,

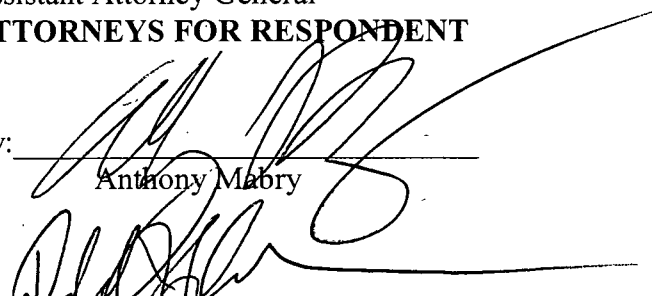
ALAN WILSON
Attorney General

JOHN MCINTOSH
Chief Deputy Attorney General

DONALD J. ZELENKA
Senior Assistant Deputy Attorney General

ANTHONY MABRY
Assistant Attorney General
ATTORNEYS FOR RESPONDENT

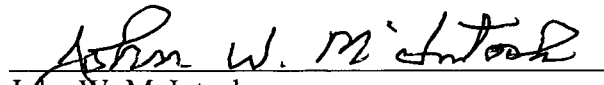
By: _____


Anthony Mabry


Donald J. Zelenka

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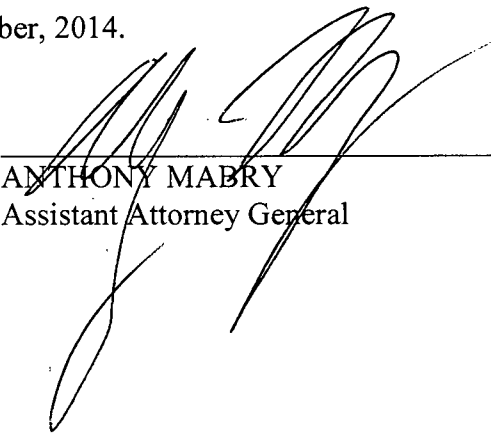
I agree extraordinary circumstances have been shown for the requested extension.


John W. McIntosh
Chief Deputy Attorney General

September 10, 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 Tricia A. Blanchette, Esquire, P. O. Box 12725, Columbia, SC 29211 this 10th day of September, 2014.



ANTHONY MABRY
Assistant Attorney General



ALAN WILSON
ATTORNEY GENERAL

September 10, 2014

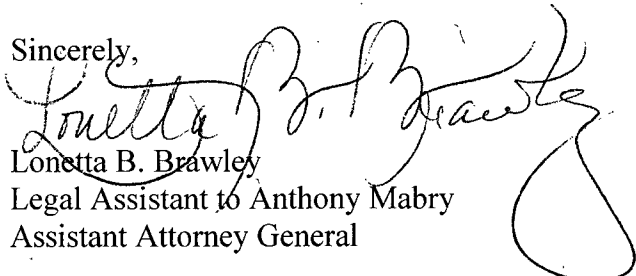
Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211

Re: State v. Lakeithon M. Hall
Appellate Case No. 2013-002616

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: Tricia A. Blanchette, Esquire

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