

STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM Horry COUNTY
Court of Common Pleas

The Honorable George C. James, Jr., Circuit Court Judge

Appellate Case No. 2014-001252

RECEIVED

OCT 13 2014

S.C. Supreme Court

Johnny Carraway,Respondent,

v.

State of South Carolina,Petitioner.

**MOTION FOR EXTENSION OF TIME TO SERVE AND FILE THE PETITION FOR WRIT OF
CERTIORARI AND APPENDIX**

Petitioner, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Petition for Writ of Certiorari and Appendix is due to be filed and served, today, pursuant to two previous extensions granted by the Court.

II.

Due to an unusually heavy workload, I am unable to complete this return on time. Since the last extension granted by this Court, I have prepared proposed orders from a term of post-conviction relief hearing in the Fifteenth Circuit, including proposed orders in the cases of

Archie v. State, Baker v. State, Engle v. State, Gathers v. State, Pringle v. State, Reibe v. State, Castro v. State, Parker v. State, and Griffin v. State. I also prepared the Return to Petition for Certiorari in the case of Ronald Cameron v. State. I represented the State in PCR hearings in the Twelfth Circuit the week of October 6, 2014. Currently, I am scheduled to represent the State in a PCR hearing in Greenwood County on October 14, 2014, and for a term of PCRs in the Fifteenth Circuit the week of October 27, 2014.

III.

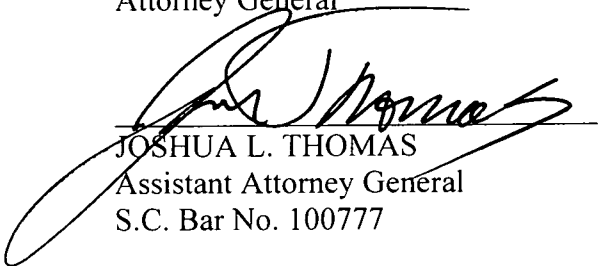
Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order dated March 18, 2009, Respondent moves for a third extension in the above referenced matter. This request is made in good faith, and not for the purposes of delay. The undersigned will give this matter the highest priority and anticipates his schedule will allow for completion of the return within the time allotted by a third extension. Opposing counsel consents to this extension, as evidenced by her signature below.

IV.

WHEREFORE, for the above reasons, Respondent respectfully requests this Court grant a third extension of time in which to file the Petition for Writ of Certiorari and Appendix.

Respectfully submitted,

ALAN WILSON
Attorney General



JOSHUA L. THOMAS
Assistant Attorney General
S.C. Bar No. 100777

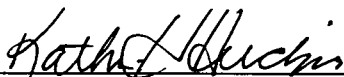

KAREN C. RATIGAN
Senior Assistant Deputy Attorney General

Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3737

ATTORNEYS FOR RESPONDENT

October 13, 2014

I consent:


Kathrin H. Hudgins, Esquire
Appellate Defender

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal From Horry County
Honorable George C. James, Jr., Circuit Court Judge

JOHNNY CARRAWAY

RESPONDENT,

vs.

THE STATE,

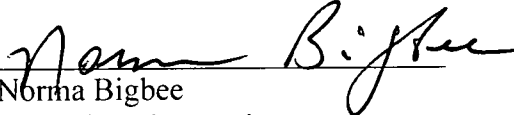
PETITIONER.

PROOF OF SERVICE

I, Norma Bigbee, certify that I have served the State's Motion For Extension Of Time To Serve And File The Petition For Writ of Certiorari And Appendix on Respondent's Attorney by depositing a copy of the same in the United States mail, postage prepaid, addressed to Kathrine H. Hudgins, Esquire, Appellate Defender, SC Commission on Indigent Defense, Division of Appellate Defense, P.O. Box 11589, Columbia, SC 29211.

I further certify that all parties required by Rule to be served have been served.

This 13th day of October, 2014.


Norma Bigbee
Administrative Assistant
Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

October 15, 2014

RECEIVED

OCT 13 2014

S.C. Supreme Court

VIA HAND DELIVERY


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

RE: **Johnny Carraway v. State of South Carolina**
Appellate Case No: 2014-001252

Dear Mr. Shearouse:

Enclosed please find the Original and six (6) copies of the Motion for Extension Of Time To Serve And File The Petition For Writ Of Certiorari and Appendix in the above case.

Sincerely,


Joshua L. Thomas
Assistant Attorney General

JLT/nb

Enclosures

cc: Kathrine H. Hudgins, Esquire (2 copies)
Ms. Trisha Allen