

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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

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**RECEIVED**  
OCT 10 2014  
SC Court of Appeals

**THE STATE,**

Respondent,

v.

**LAKEITHON M. HALL,**

Appellant.

Appellate Case No. 2013-002616

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**MOTION TO ENLARGE TIME FOR  
FILING INITIAL BRIEF OF RESPONDENT AND  
DESIGNATION OF MATTER**

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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 October 10, 2014. The undersigned attorneys for the above Respondent move that the time for return be extended to Monday, November 10, 2014. This motion is made because Respondent *has completed a majority 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. Respondent has been involved in a number of other state and federal matters, that include:

(A) State v. Christopher Heller, **Preparation for and Oral Argument** before the S.C. Supreme Court on certiorari to the S.C. Court of Appeals, preparation on

**October 6, 2014** argument held Tuesday, *October 7, 2014*;

- (B) State v. Antonio Miller, Preparation for and Oral Argument before this Court [Judges Huff, Short, and Konduras] preparation on **Friday, October 3, 2014** and argument on **Monday, October 6, 2014**;
- (C) Joshua Johnson v. Warden, (Federal Habeas Return) **filed in United States District Court on October 2, 2014**;
- (D) Michael B. Dunham v. Warden, (Federal Habeas Return)(Murder) **in process and close to completion**;
- (E) State v. Willie Williams (IBOR) Review of Trial Transcript and brief to prepare Responsive brief on **October 3, 2014**;
- (F) Vante Birch v. Bush (Federal Habeas Return) **filed on September 2, 2014 in the U.S. District Court**;
- (G) Adrian Allen v. McFadden (Federal Habeas Return) **filed September 5, 2014 in the U.S. District Court**;
- (H) State v. Matthew Fullbright (Murder) preparation for and **oral argument on September 10, 2014**, in this Court;
- (I) Alfonzo Staton v. State (Federal Habeas Corpus Case) Status Report to U.S. Magistrate **filed September 9, 2014**;
- (M) Stanko v. State (Capital PCR) 2<sup>nd</sup> Motion to Compel, **filed the week of September 10, 2014 and Motion heard on September 18, 2014 in Horry County before Circuit Judge Jeffrey Young**;
- (N) James Elkins v. Warden (Federal Habeas Return) **filed in United States District Court on September 17, 2014**;
- (O) Vincent Neumon v. Warden (Federal Habeas Return) **filed in United States District Court on September 25, 2014**;
- (P) James Kennedy v. Warden (Federal Habeas Return) **filed in United States District Court on September 16, 2014**;
- (Q) State v. Marcus Wright (IBOR) Reducing Brief to 65 pages at the order and direction of this Court, **yesterday, October 7, 2014**;

**and, other matters.**

2. Respondent previously requested documents from Solicitor Douglas Barfield submitted in support and opposition to the issue in the case, a Motion for a New Trial, and those were placed in the U.S. Mail on Wednesday of this week, October 8, 2014;
3. Respondent has consulted with opposing counsel, Tricia Blanchette, and she does not object to the requested extension. This is a 5<sup>th</sup> extension request.

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

Respectfully submitted,

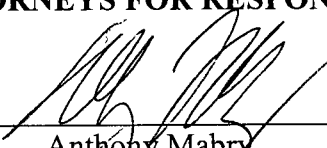
ALAN WILSON  
Attorney General

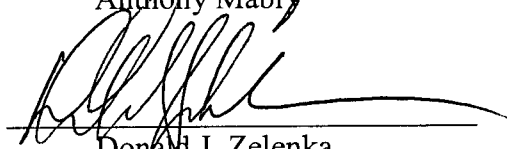
JOHN MCINTOSH  
Chief Deputy Attorney General

DONALD J. ZELENKA  
Senior Assistant Deputy Attorney General

ANTHONY MABRY  
Assistant Attorney General  
**ATTORNEYS FOR RESPONDENT**

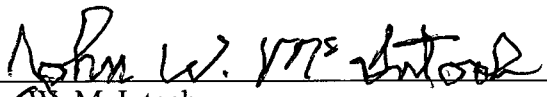
By: \_\_\_\_\_

  
Anthony Mabry

  
Donald J. Zelenka

Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305

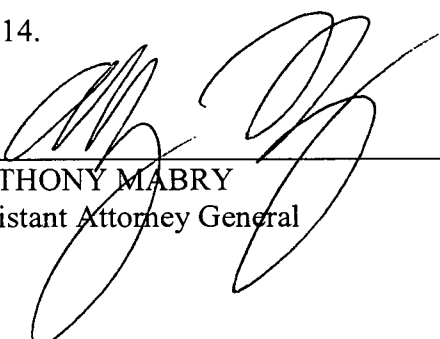
I agree extraordinary circumstances have been shown for the requested extension.

  
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John W. McIntosh  
Chief Deputy Attorney General

October 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 10<sup>th</sup> day of October, 2014.



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ANTHONY MABRY  
Assistant Attorney General

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**SC Court of Appeals**



ALAN WILSON  
ATTORNEY GENERAL

October 10, 2014

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OCT 10 2014

**SC Court of Appeals**

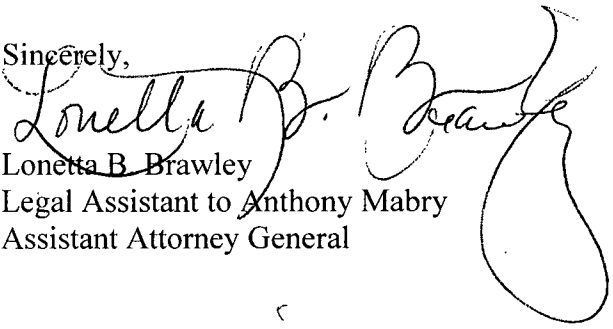
Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
P. O. Box 11629  
Columbia, SC 29211

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