

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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

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CHARLES CHRISTOPHER WILLIAMS,

Petitioner,

v.

STATE OF SOUTH CAROLINA,

Respondent.

**RECEIVED**

OCT 24 2014

**S.C. SUPREME COURT**

Appellate Case No. 2013-001945

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**MOTION TO ENLARGE TIME FOR  
FILING RETURN TO PETITION  
FOR WRIT OF CERTIORARI**

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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 October 22, 2014 up to and including November 21, 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:

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Counsel for Respondent has also been working on drafts of the prioritized Return to Petition for Writ of Certiorari in Charles Williams v. State, currently due on October 22, 2014.

Since the last request, counsel filed a Brief of Respondent in John K Hughey v. State in the death penalty PCR appeal on September 22, 2014. This brief was over 100 pages and

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involves extensive testimony and records. Counsel further filed an Initial Brief of Respondent in State v. Frank Singleton on September 24, 2014, filed a federal habeas return in Jonathan Carter v. State on September 19; filed in Steven Collins v. Warden a response to motion to amend; response to motion to strike, and response to motion for an evidentiary hearing on October 1, 2014; filed a return and memorandum of law in Deborah Sanders v. Warden on October 6, 2014; began preparing a Return and Memorandum of law in Kevin King v. Warden initially due on October 6, 2014 extended to November 5, 2014; consulted with opposing counsel concerning order for hearing in James Bowers v. Warden on October 8, 2014; began preparing a Return and Memorandum of Law in Support of Motion for Summary Judgment in Terrance Greene v. Warden on October 10, 2014 now due November 9, 2014; reviewed and began compilation of records in State v. James C. Williams, a pro se direct appeal with an Initial Brief of Respondent due October 14, 2014 extended to November 13, 2014 after an amended Brief was received on October 10, 2014; filed a Return and Memorandum of Law in Islam Dunn v. Warden on October 20, 2014; participated and prepared for a status hearing in the death penalty federal habeas corpus action of Bayan Aleksey v. Warden held on October 22, 2014 before Judge Michelle Childs in Columbia.

## II.

Counsel has established the following highest priorities:

1. Death penalty PCR appeal Return to Certiorari in Charles Williams v. State projected due on November 21, 2014.
2. State v. Antonio Gordon – initial Brief of Respondent projected due on November 3, 2014
3. Quincy Allen v. State – Death Penalty PCR hearing set for November 17,

2014.

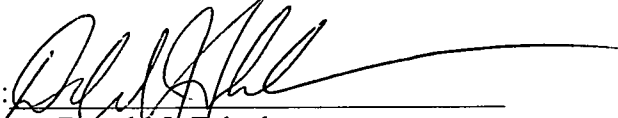
- a. Depositions of original trial counsel set for October 28, October 31, 2014
4. John R. Wood v. State, appointment hearing – Judge Mark Hayes – October 29, 2014 – Spartanburg S.C.
5. Marion Lindsey v. State – resolution of Order of Dismissal on remand – Judge Paul Burch.

Wherefore Respondents respectfully request an extension of a period of thirty days up to and including November 21, 2014 to complete this Return to the Petition for a Writ of Certiorari.

Respectfully submitted,

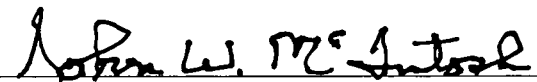
DONALD J. ZELENKA  
Senior Assistant Deputy Attorney General

**ATTORNEYS FOR RESPONDENT**

By:   
Donald J. Zelenka  
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Columbia, South Carolina 29211  
SC Bar # 5758  
803-734-6305

October 22, 2014

I concur that extraordinary circumstances have been shown to this request.

  
John W. McIntosh  
Chief Deputy Attorney General

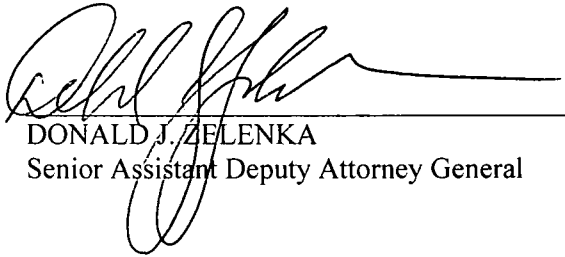
**CERTIFICATE OF SERVICE**

**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 October, 2014.



DONALD J. ZELENKA  
Senior Assistant Deputy Attorney General