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MAR 30 2015

SC Court of Appeals

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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Appeal from Horry County  
Honorable Steven H. John, Circuit Court Judge

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The State of South Carolina,

Respondent,

v.

Shelton Lathal Butler, Jr.,

Appellant,

Appellate Case No.: 2014-001274.

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**MOTION FOR SECOND EXTENSION OF TIME TO FILE  
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

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Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Initial Brief of Respondent and Designation of Matter. This is Respondent's second request for an extension of time in which to file the brief. In support of the request, undersigned counsel would respectfully show the Court:

1. Undersigned counsel for Respondent has been scheduled for a number of state and federal matters in the last thirty (30) days, that include, but are not limited to, the following: prepared and filed four (4) returns and memoranda of law in support of motion for summary judgment in the United States District Court (*Tashon Sampson; Devodus Rouse; Eric Todd Burgess; and Morris Stewart*); attended an Horry County capital post-conviction relief hearing in the matter of *Stephen Stanko v. State*; reviewed and filed a final brief of respondent in the South Carolina Court of Appeals in a non-capital murder direct appeal matter (*State v. Bradley Gerald Mullins*); filed a response in opposition to motion to amend in another federal habeas action (*Danny Ray Gilliam*); and, filed a supplemental response to motion and memorandum of law in

support of summary judgment (*Mayron R. Gilree*). In addition, Counsel has been preparing for and will be participating in the evidentiary hearing scheduled to begin March 30, 2015, in County in another capital post-conviction relief matter (*Quincy Allen v. State*).

2. Due to her caseload, undersigned counsel for Respondent has not been able, in a timely fashion, to complete the initial brief in this appeal. However, Counsel has prepared an initial draft of the brief and is awaiting additional information from the Horry County Solicitor's Office. Counsel requests the additional time in order to review that information and perfect the brief.

3. This is the second request for an extension of time in which to file a response. Counsel has conferred with Appellant's counsel of record, E. Brooke Hurt, who consents to this request.

WHEREFORE, undersigned counsel for Respondent respectfully requests an additional extension of thirty (30) days to complete the Initial Brief of Respondent and Designation of Matter.

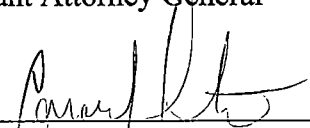
Respectfully submitted,

ALAN WILSON  
Attorney General

JOHN W. McINTOSH  
Chief Deputy Attorney General

DONALD J. ZELENKA  
Senior Assistant Deputy Attorney General

CAROLINE M. SCRANTOM  
Assistant Attorney General

BY:   
CAROLINE M. SCRANTOM  
S.C. Bar No. 101357

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

March 30, 2015  
Columbia, South Carolina

ATTORNEYS FOR RESPONDENT

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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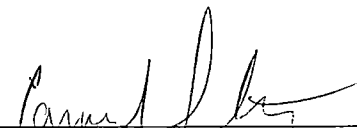
**PROOF OF SERVICE**

I, Caroline M. Scrantom, certify that I have served Respondent's Motion for a Second Extension of Time on counsel for Appellant, by depositing one copy of same in the United States mail, postage prepaid, to counsel for appellant, addressed as follows:

E. Brooke Hurt, Esquire  
Query Sautter Forsythe, LLC  
147 Wappoo Creek Drive, Ste 202  
Charleston, SC 29412

Robert Dudek, Esq.  
SCCID/Division of Appellate Defense  
1330 Lady Street, Suite #401  
Columbia, South Carolina 29201

This 30<sup>th</sup> day of March, 2015.

  
\_\_\_\_\_  
CAROLINE M. SCRANTOM  
S.C. Bar No. 101357

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Columbia, SC 29211  
(803) 734-6305

ATTORNEY FOR RESPONDENT



RECEIVED  
MAR 30 2015  
SC Court of Appeals

ALAN WILSON  
ATTORNEY GENERAL

March 30, 2015

Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: State v. Shelton Butler  
Appellate Case No. 2014-001274

Dear Ms. Kitchings:

Enclosed please find the original and one (1) copy of Respondent's Motion for Second Extension of Time to file Initial Brief of Respondent and Designation of Matter, dated today, together with a Proof of Service in the above-referenced matter.

Thank you for your assistance in this matter. Please call this office if you need any additional information.

Sincerely,

Caroline M. Scrantom  
Assistant Attorney General

CMS/mv

cc: E. Brooke Hurt, Esquire  
Robert Dudek, Esquire