

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

---

Appeal from Calhoun County  
Doyet A. Early, III, Circuit Court Judge

---

RECEIVED

MAY - 8 2015

MIKAL D. MAHDI,

Petitioner,

S.C. Supreme Court

v.

STATE OF SOUTH CAROLINA,

Respondent.

Appellate Case No. 2014-002131

---

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

---

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 May 8, 2015 up to and including June 8, 2015. This is an appeal from the PCR Court. Counsel for Respondent has been working on this Return; however, counsel not been able to complete the Return within the allotted time for the following reasons:

- (A) Stanko v. State (Stanko I.) (Capital PCR) (Judge Jeffrey Young) Preparation for and trial *April 27-28 2015*, including deposition on **March 12, 2015**, in Myrtle Beach, and preparation of Proposed Order of Dismissal after the hearing;
- (B) Orlando Shiver v. Warden (Federal Habeas Return) **filed March 11, 2015 in U.S. District Court;**

- (C) Mason Johnson v. Warden (Federal Habeas Return) **filed March 19, 2015 in U.S. District Court;**
- (D) Glenn Pernell v. Warden, (Federal Habeas Return) **filed April 6, 2015 in the U.S. District Court (approximately 85 pages);**
- (E) State v. Steven Otts (IBOR) (Murder) **filed today, May 8, 2015, in the S.C. Court of Appeals (4 issues);**
- (F) Donovan Murray v. Stevenson (Federal Habeas Return) **filed April 1, 2015 in the U.S. District Court;**
- (G) State v. Marcus Dwain Wright (Final Brief of Respondent) **filed March 26, 2015 in the S.C. Court of Appeals;**
- (H) State v. Antonio Miller (Return to Petition for Writ of Certiorari) **filed in the S.C. Supreme Court on March 27, 2015;**
- (I) State v. Kelvin Jackson (Murder)(Initial Brief of Respondent) **filed in the S.C. Court of Appeals on April 15, 2015;**
- (J) Johnnie Jones v. Warden (Federal Habeas Return) **filed April 9, 2015 in the U.S. District Court;**
- (K) Rayshawn Pearson v. McFadden (Federal Habeas Return) **filed April 14, 2015 in the U.S. District Court;**
- (L) State v. Kareem Harry (Murder Appeal) Preparation for and oral argument which was held on **May 5, 2015 in the S.C. Court of Appeals;**
- (M) William O. Dickerson v. State (Capital PCR) attendance on behalf of Respondent for **motion hearing held on May 8, 2015 before Judge G. Thomas Cooper;**

**and other matters.**

By copy of this motion, counsel are informing opposing counsel of the request. This is a 3<sup>rd</sup> extension request.

For good cause shown, Respondent requests a thirty (30) day extension to file the Return to Petition for Writ of Certiorari in this matter.

Respectfully submitted,

ALAN WILSON  
Attorney General


JOHN W. McINTOSH  
Chief Deputy Attorney General

DONALD J. ZELENKA  
Senior Assistant Deputy Attorney General

J. ANTHONY MABRY  
Assistant Attorney General

Post Office Box 11549  
Columbia, SC 29211  
(803) 734-6305

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

  
Anthony Mabry

  
Donald J. Zelenka

Senior Assistant Deputy Attorney General

May 8, 2015

**CERTIFICATE OF SERVICE**

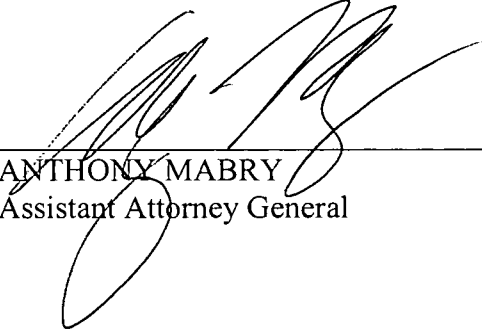
I, **Anthony Mabry**, hereby certify that I have served the Motion to Enlarge Time for Filing Return to Petition for Writ of Certiorari in the foregoing action by depositing copy in the United States Mail to:

Seth C. Farber (*pro hac vice*)  
Winston & Strawn, LLP  
200 Park Avenue  
New York, NY 11006

Brandon W. Duke (*pro hac vice*)  
Winston & Strawn, LLP  
1111 Louisiana Street  
Houston, TX 77002

Teresa L. Norris, Esquire  
Blume Norris & Franklin-Best, LLC  
900 Elmwood Avenue, Suite 101  
Columbia, SC 29201

This 8<sup>th</sup> day of May, 2015.



---

ANTHONY MABRY  
Assistant Attorney General