

STATE OF SOUTH CAROLINA
In The Supreme Court

CERTIORARI TO SPARTANBURG COUNTY
Court of Common Pleas

RECEIVED

The Honorable J. Mark Hayes, II, Circuit Court Judge

JUN 22 2015

S.C. Supreme Court

Appellate Case No. 2010-151195

Nathaniel Green, Petitioner,

v.

State of South Carolina, Respondent.

MOTION TO RELAX RULE 243(g), SCACR, AND ALLOW RESPONDENT TO FILE
RETURN TO PETITION FOR WRIT OF CERTIORARI OUT OF TIME

COMES NOW the Respondent above named, by and through the undersigned counsel, making its motion to Relax Rule 243(g), SCACR, and allow Respondent to file the Return to Petition for Writ of Certiorari out of time, would show unto this Court:

I.

The Return to the Petition for Writ of Certiorari was due to be filed on June 12, 2015. Inadvertently, the due date for this matter was improperly calendared. Upon realization of this mistake, Respondent completed the Return to Petition for Writ of Certiorari in this matter.

II.

In view of the foregoing, it is respectfully requested that this Court relax Rule 243(g), SCACR, and accept the Return to the Petition for Writ of Certiorari dated June 22, 2015, in the above titled case, out of time .

WHEREFORE, it is respectfully requested that this Motion be granted.

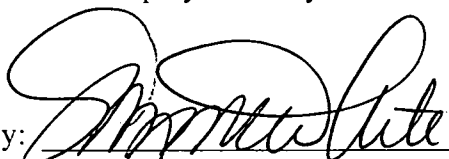
Respectfully submitted,

ALAN WILSON
Attorney General

JOHN W. McINTOSH
Chief Deputy Attorney General

KAREN C. RATIGAN
Assistant Deputy Attorney General

SUZANNE H. WHITE
Assistant Deputy Attorney General

By:  _____

ATTORNEYS FOR THE RESPONDENT

P.O. Box 11549
Columbia, S.C. 29211
(803) 734-3737

June 22, 2015.

STATE OF SOUTH CAROLINA
In The Supreme Court

Certiorari to Spartanburg County
Court of Common Pleas

The Honorable J. Mark Hayes, II, Circuit Court Judge
Appellate Case No. 2010-151195

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JUN 22 2015

S.C. Supreme Court

NATHANIEL GREEN,

PETITIONER,

v.

THE STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of **Motion to Relax Rule 243(g), and Allow Respondent to File Return to Petition for Writ of Certiorari Out of Time** has been served upon opposing counsel by mailing two (2) copies in the United States mail, postage prepaid:

Mr. J. Falkner Wilkes, Esquire
114 Whitsett St.
Greenville, SC 29601

This 22nd day of June, 2015



ASHLEY HAWORTH
LEGAL ASSISTANT



ALAN WILSON
ATTORNEY GENERAL

RECEIVED

JUN 22 2015

June 22, 2015

S.C. Supreme Court

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

RE: Nathaniel Green v. State of South Carolina
Lower Court Case No: 2008-CP-42-3298
Appellate Case No.: 2010-151195

Dear Mr. Shearouse:

Enclosed for filing are the original and six (6) copies of the **Motion to Relax Rule 243(g), and Allow Respondent to File Return to Petition for Writ of Certiorari Out of Time** in the above-referenced case. By copy of this letter we are serving opposing counsel today.

Sincerely,

Suzanne H. White
Assistant Deputy Attorney General
SC Bar No. 78225

SHW/ah
Enclosures

cc: J. Falkner Wilkes, Esquire (2 copies)
Trisha Allen, Victim Services (1 copy)