

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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JUN 25 2015

SC Court of Appeals

Appeal from York County  
J. Derham Cole, Circuit Court Judge

Appellate Case No. 2013-001953

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THE STATE,

Respondent,

vs.

JULIA B. PHILLIPS,

Appellant.

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

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Respondent's Initial Brief is due today, June 25, 2015. The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following:

1. The attorney for the Respondent has had and are scheduled to have a number of State and Federal matters to attend to;  
(A) State v. Steven Otts (IBOR) (Murder) filed May 8, 2015 in the S.C. Court of Appeals;  
(B) State v. Kelvin Jackson (Murder)(Final Brief of Respondent) filed in the S.C. Court of Appeals on May 28, 2015;  
(C) Teddie Lee Grant v. Mauney (Federal Habeas Return) filed May 27, 2015 in the U.S. District Court;

- (D) 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;**
- (E) Adarius Dennis v. Cartledge (Federal Habeas Return) **filed May 13, 2015 in the U.S. District Court;**
- (F) Michael E. Minor v. Cartledge (Federal Habeas Return) **filed May 19, 2015 in the U.S. District Court;**
- (G) Corey Larkin v. Stevenson (Federal Habeas Return) **filed May 21, 2015 in the U.S. District Court;**
- (H) Christopher Johnson v. McFadden (Federal Habeas Corpus) Response to Petitioner's Motion for Summary Judgment **filed May 26, 2015 in the U.S. District Court;**
- (I) State v. Antonio Scott (Murder Appeal) preparation for and Oral Argument held on **June 3, 2015 in the S.C. Supreme Court;**
- (J) James Matthews v. Cohen (Federal Habeas Return) **filed June 5, 2015 in the U.S. District Court;**
- (K) Mahdi v. State (Capital PCR Appeal) Preparation of Return to Petition for Certiorari in the S.C. Supreme Court **currently in process;**
- (L) Stanko v. State (Stanko I.)(Capital PCR)(Judge Jeffrey Young) Preparation for and trial April 27-28 2015, and **preparation of Proposed Order of Dismissal** after the hearing, **currently in process;**
- (M) Reginald Davis v. Cartledge (Federal Habeas Return) **filed June 10, 2015 in the U.S. District Court;**
- (N) State v. Antonio Collins (Murder Appeal)(Initial Brief of Respondent) **filed in the S.C. Court of Appeals on June 23, 2015;**
- (O) Duval Cooper v. Stevenson (Federal Habeas Return) **filed June 24, 2015 in the U.S. District Court;**

**and other matters;**

However, due to counsel's involvement in these and other matters pending in state and federal court, counsel is unable to timely complete the Initial Brief of Respondent in this

proceeding. Thus, counsel is requesting an extension of time in which to file the Brief in this matter. This request is made in good faith, and not for the purposes of delay.

WHEREFORE, premises considered, for good cause shown, counsel hereby respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter.

Respectfully Submitted,

ALAN WILSON  
Attorney General

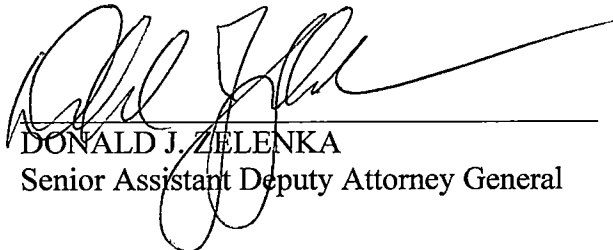
JOHN W. McINTOSH  
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DONALD J. ZELENKA  
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No. 4425

ANTHONY MABRY  
Assistant Attorney General  
No. 11973  
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(803) 734-6305

By:   
ANTHONY MABRY  
ATTORNEYS FOR RESPONDENT

I agree that good cause has been shown.

  
DONALD J. ZELENKA  
Senior Assistant Deputy Attorney General

June 25, 2015

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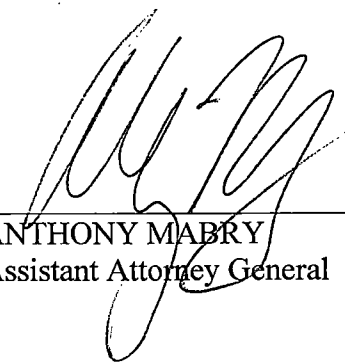
Appellant.

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**CERTIFICATE OF SERVICE**

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I, Anthony Mabry, hereby certify that I have served the Motion for an Extension to File Initial Brief of Respondent and Designation of Matter by depositing copy in the United States Mail to Michael P. Scott, Esquire, Nexsen Pruet, LLC, P. O. Box 486, Charleston, SC 29402 and by InterAgency mail to Robert M. Dudek, Chief Appellate Defender, Division of Appellate Defense, 1330 Lady Street, Suite #401, Columbia, South Carolina 29201 this 25<sup>th</sup> day of June, 2015.



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ANTHONY MABRY  
Assistant Attorney General



ALAN WILSON  
ATTORNEY GENERAL

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JUN 25 2015

SC Court of Appeals

June 25, 2015

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

Re: The State v. Julia B. Phillips  
Appellate Case No. 2013-001953

Dear Ms. Kitchings:

Enclosed please find a Motion to Enlarge Time for filing Initial Brief of Respondent and Designation of Matter in the above-captioned matter for filing in your office. 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: Michael P. Scott, Esquire  
Robert M. Dudek, Esquire