

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Certiorari to the Court of Appeals  
Lexington County  
The Honorable Eugene C. Griffith, Jr., Circuit Court Judge

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JUL - 6 2015

S.C. Supreme Court

THE STATE,

Respondent,

v.

KENNETH ANDREW LYNCH,

Appellant.

Appellate Case No. 2015-001222

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**MOTION TO EXCEED PAGE LIMIT**

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The above-named Respondent hereby makes a motion to this Court, pursuant to Rule 208(b)(5), SCACR, to file a return in excess of the page limit for the following reasons:

1. This case was a capital case [murder two (2) counts] which resulted in multiple life sentences and contains four (4) volumes of Record on Appeal;
2. Petitioner is raising a directed verdict issue, which requires extensive discussion, and the Court of Appeal's statement of facts alone in its published opinion is five (5) pages single spaced on Westlaw;
3. Petitioner is also raising an issue regarding the jury charge or law;
4. Petitioner is also raising an issue regarding *various searches* of petitioner or his baggage which requires extensive discussion;

5. Respondent cannot adequately address the issues raised by Petitioner, including the facts, the directed verdict issue, and the various searches of Petitioner in twenty-five (25) pages.

Respondent therefore respectfully requests permission to file a Return to the Petition for Certiorari not to exceed thirty-seven (37) pages in order to properly respond.

Wherefore, Respondent respectfully requests to file a Return to Petition for Writ of Certiorari to exceed twenty-five pages in order to properly address Petitioner's allegations.

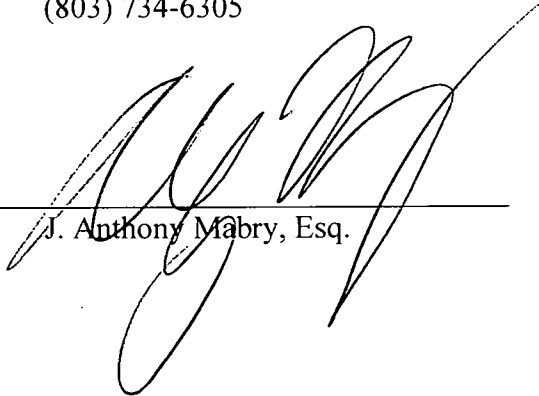
Respectfully submitted,

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  
S.C. Bar No. 11973  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-6305

By:   
\_\_\_\_\_  
J. Anthony Mabry, Esq.

July 6, 2015.

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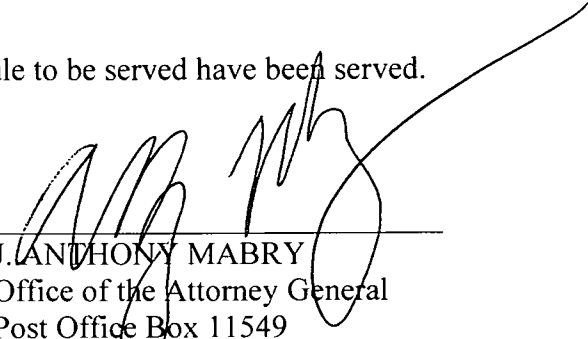
**CERTIFICATE OF SERVICE**

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I, J. Anthony Mabry, do hereby certify that I have this date served the Respondent's Motion to Exceed Page Limit in the foregoing action on the Petitioner by depositing two (2) copies of the same via InterAgency Mail to his attorneys of record, Susan B. Hackett, Esq., SCCID/Division of Appellate Defense, 1330 Lady Street, Suite #401, Columbia, South Carolina 29201-3332.

I further certify that all parties required by Rule to be served have been served.

This 6<sup>th</sup> day of July, 2015.

  
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J. ANTHONY MABRY  
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