

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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DEC 16 2015

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

THE STATE,

Respondent,

v.

CARNAIL MARCHINDLA GRAHAM,

Appellant

Appellate Case No. 2014-002336.

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

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 returns and memoranda of law in (3) three other federal habeas actions (*Fredy Sibrian*, *Kenneth Sherman*, and *Elizabeth Tillman*); prepared for and presented oral argument before the South Carolina Court of Appeals in a non-capital murder direct appeal (*State v. Bradley Mullins*); prepared and filed a final brief of respondent in another non-capital murder direct appeal in the South Carolina Court of Appeals (*Frank T. Singleton, III*); and, prepared for

and appeared in a capital post-conviction relief hearing taking place December 7 and 8, 2015, in the Circuit Court of South Carolina (*William Dickerson*).

2. Due to her case load, undersigned counsel for Respondent has not been able, in a timely fashion, to complete the initial brief in this appeal and would request the additional time in order to do so.

3. This is the second request for an extension of time in which to file a response.

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.

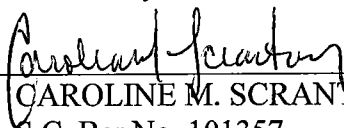
Respectfully submitted,

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
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December 16, 2015
Columbia, South Carolina

ATTORNEYS FOR RESPONDENT

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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Honorable Steven H. John, Circuit Court Judge

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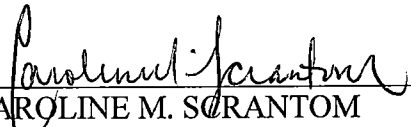
Appellate Case No. 2014-002336.

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:

Lara M. Caudy, Appellate Defender
South Carolina Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, South Carolina 29211-1589

This 16th day of December, 2015.


CAROLINE M. SCRANTOM
S.C. Bar No. 101357
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(803) 734-6305

ATTORNEY FOR RESPONDENT



ALAN WILSON
ATTORNEY GENERAL

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December 16, 2015

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

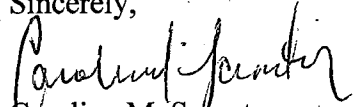
Re: The State v. Carnail Marchindla Graham
Appeal from Horry County
Appellate Case No. 2014-002336

Dear Ms. Kitchings:

Enclosed please find the original and one (1) copy of Respondent's Motion for Second Extension of Time to file the 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. Scantom
Assistant Attorney General

CMS/pcm

cc: Lara M. Caudy, Appellate Defender