

STATE OF SOUTH CAROLINA
In The Supreme Court

RECEIVED

JUN 29 2016

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

SC SUPREME COURT

The Honorable Brooks P. Goldsmith, Circuit Court Judge

Appellate Case No. 2015-001205

Maurice C. Kinard, Petitioner,

v.

State of South Carolina,.....Respondent.

MOTION TO RELAX RULE 243(g), SCACR, AND MOTION FOR EXTENSION OF TIME
TO SERVE AND FILE
RESPONDENT’S RETURN TO PETITION FOR WRIT OF CERTIORARI

COMES NOW the Respondent above-named, by and through the undersigned counsel, making its motion to relax Rule 243(g), SCACR, and for first motion for extension of time to serve and file Respondent’s return to petition for writ of certiorari, would show unto this Court:

I.

The return to petition for writ of certiorari in the above-captioned matter was due to be filed and served on June 27, 2016. Inadvertently, the due date for this matter was improperly calendared and the return was not submitted. The Respondent had intended to respectfully request a thirty (30) day extension of time to prepare the State’s return to the petition for writ of certiorari. Accordingly, the Respondent respectfully requests the Court to grant the motion for extension of time.

II.

In light of the foregoing, Respondent respectfully requests that this Court relax Rule 243(g), SCACR, and allow the Respondent a **thirty day** extension of time to file the return to petition for writ of certiorari.

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

Respectfully submitted,

ALAN M. WILSON
Attorney General

JESSICA E. KINARD
Assistant Attorney General

By: 
ATTORNEYS FOR THE RESPONDENT

Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3737

June 29, 2016

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM RICHLAND COUNTY
The Honorable Brooks P. Goldsmith, Circuit Court Judge

Appellate Case No. 2015-001025

Maurice Kinard,.....Petitioner,

v.

State of South Carolina,.....Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the **Motion to Relax Rule 243(g), SCACR, and Motion for Extension of Time to Serve and File Respondent's Return to Petition for Writ of Certiorari** has been served upon the applicant by mailing two (2) copy in the United States mail, postage prepaid, addressed to Petitioner's counsel:

**Katherine H. Hudgins, Esquire
Appellate Defender
S.C. Commission on Indigent Defense
PO Box 11589
Columbia, SC 29201**

This 29th day of June, 2016.



JESSICA E. KINARD
ATTORNEY FOR RESPONDENT



ALAN WILSON
ATTORNEY GENERAL

RECEIVED
JUN 29 2016
SC SUPREME COURT

June 29, 2016

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

Re: **Maurice Kinard, #271081 v. The State of South Carolina**
Appellate Case No. 2015-001205

Dear Mr. Shearouse:

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

Sincerely,

Jessica E. Kinard
Assistant Attorney General
S.C. Bar No. 77889

JEK/jcb
Enclosures

cc: Katherine H. Hudgins, Esquire