

THE STATE OF SOUTH CAROLINA

In the Supreme Court

APPEAL FROM RICHLAND COUNTY  
Court of General Sessions

Honorable Robert E. Hood, Circuit Court Judge

Opinion No. 5485 (S.C. Ct. App. filed May 11, 2017)

Appellate Case No. 2017-001883

RECEIVED

OCT 30 2017

S.C. SUPREME COURT

The State of South Carolina,

Respondent,

v.

Robert Antonio Guinyard,

Petitioner.

MOTION FOR EXTENSION OF TIME TO FILE  
RETURN TO PETITION FOR WRIT OF CERTIORARI

ALAN MCCRORY WILSON  
Attorney General

AMIE L. CLIFFORD  
Special Assistant Attorney General  
aclifford@cpc.sc.gov  
S.C. Bar No. 1285

Other Counsel of Record:

MATTHEW G. GERALD  
Barnes, Alford, Stork & Johnson, LLP  
P.O. Box 8448  
Columbia, South Carolina 29202  
(803) 799-1111

ROBERT M. DUDEK  
Chief Appellate Defender  
S.C. Comm'n on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, South Carolina 29211  
(803) 734-1330

S.C. Attorney General's Office  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-3727

SCARLETT A. WILSON  
Solicitor, Ninth Judicial Circuit

101 Meeting Street, Suite 400  
OT Wallace Building  
Charleston, South Carolina 29401  
(843) 958-1900

ATTORNEYS FOR RESPONDENT

ATTORNEYS FOR PETITIONER

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

Petitioner served on the State, and filed, his Petition for Writ of Certiorari on September 29, 2017, challenging the Court of Appeals' rulings on the two issues he raised – the denial of directed verdict on both charges against him and the admission of certain photographs. In addition, he has raised a new issue and argument related to the issuance of a single opinion in both Petitioner's case and that of his co-defendant.

II.

Respondent's Return is due today, October 30, 2017.

III.

Due to the vast amount of evidence in this case (the Appendix is over 1300 pages, with approximately 1000 pages of it being trial testimony) and the need to fully address Petitioner's assertions of error in the decision of the Court of Appeals, as well as other work and professional responsibilities, the undersigned counsel needs a few additional days to finish the State's Return.

IV.

This extension request is not intended for purposes of delay, but rather to ensure that the Return is properly researched and prepared.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Return to Petition for Writ of Certiorari in this case through this Friday, November 3; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN MCCRORY WILSON  
Attorney General

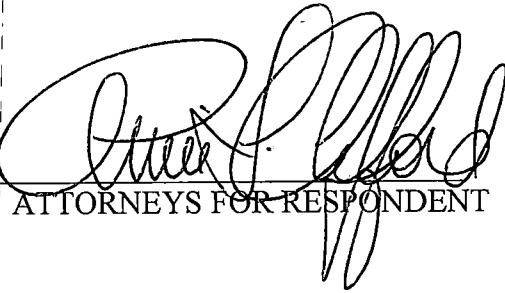
AMIE L. CLIFFORD  
Special Assistant Attorney General  
aclifford@cpc.sc.gov

Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-3727

DANIEL E. JOHNSON  
Solicitor, Fifth Judicial Circuit

P.O. Box 192  
Columbia, South Carolina 29202  
(803) 576-1800

BY:



ATTORNEYS FOR RESPONDENT

October 30, 2017

Columbia, South Carolina

THE STATE OF SOUTH CAROLINA

In the Supreme Court

APPEAL FROM RICHLAND COUNTY

Court of General Sessions

Honorable Robert E. Hood, Circuit Court Judge

Opinion No. 5485 (S.C. Ct. App. filed May 11, 2017)

Appellate Case No. 2017-001883

RECEIVED

OCT 30 2017

S.C. SUPREME COURT

The State of South Carolina,

Respondent,

v.

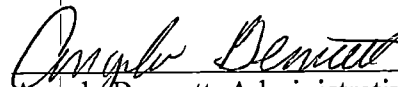
Robert Antonio Guinyard,

Petitioner.

**PROOF OF SERVICE**

I, Angela Bennett, certify that I have today served the Motion for Extension of Time on Petitioner by depositing one copy of the same in the United States mail, postage prepaid, addressed to each of his two attorneys of record, Matthew G. Gerald, Esquire, Barnes, Alford, Stork & Johnson, LLP, P.O. Box 8448, Columbia, South Carolina 29202; and Robert M. Dudek, South Carolina Commission of Indigent Defense, Office of Appellate Defense, P.O. Box 11589, Columbia, South Carolina 29211.

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



Angela Bennett, Administrative Coordinator  
Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727

October 30, 2017

Columbia, South Carolina