

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Appeal from Horry County  
Larry B. Hyman, Circuit Court Judge

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STATE OF SOUTH CAROLINA,

Respondent,

v.

LUZINSKI ALLEN COTTRELL,

Appellant

Appellate Case No. 2015-000731

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RETURN TO PETITION FOR STAY OF EXECUTION

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Petitioner, Luzenski Allen Cottrell, petitions this Court for a stay of execution to file a Petition for Writ of Certiorari in the United States Supreme Court from this Court's Opinion affirming his convictions and death sentence. *State v. Cottrell*, Opinion No. 27754 (Filed December 20, 2017). Respondent has reviewed the petition for a stay of execution. Pursuant this Court's holding in *In re Stays of Execution in Capital Cases*, 321 S.C. 544, 471 S.E.2d 140 (1996) and the petition for stay of execution filed by Petitioner, Respondent does not oppose the requested stay of execution for the following reasons: Petitioner has identified three (3) "federal question(s)" he states he may raise in the petition, at least one (1) of which he will raise, "in the petition," and at least a portion of "one of the federal questions asserted has been adequately

preserved under state law so that it can be reviewed by the United States Supreme Court.” *In re Stays*, 321 S.C. at 545, 471 S.E.2d at 141.<sup>1</sup>

Respectfully submitted,

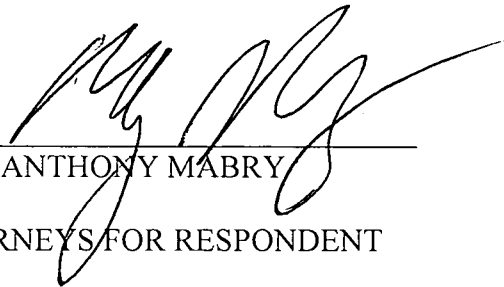
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By:   
ANTHONY MABRY

ATTORNEYS FOR RESPONDENT

March 1, 2018

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<sup>1</sup> Respondent reserves the right to assert in its Brief in Opposition to the Petition for Certiorari in the United States Supreme Court any issue raised to the United States Supreme Court in the Petition for Writ of Certiorari that is not adequately preserved or is not a federal question or one of federal constitutional error.

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CERTIFICATE OF SERVICE

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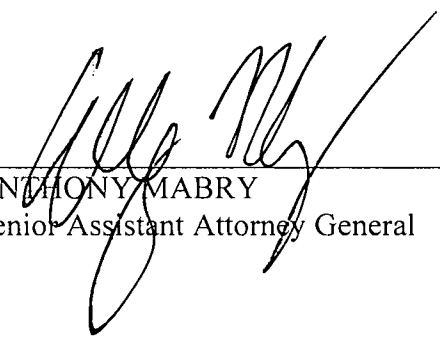
S.C. SUPREME COURT

I, **Anthony Mabry**, hereby certify that I have served the Return to Petition for Stay of Execution upon counsel for Appellant by depositing copies in the U.S. Mail, postage-prepaid and addressed as follows:

Keir M. Weyble, Esquire  
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This 1<sup>st</sup> day of March, 2018.

  
\_\_\_\_\_  
ANTHONY MABRY  
Senior Assistant Attorney General