

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Georgetown County
Brooks P. Goldsmith, Circuit Court Judge

Appellate Case No. 2017-001689

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S.C. SUPREME COURT

PRENTISS WAYNE LOVE,

Petitioner,

v.

STATE OF SOUTH CAROLINA,

Respondent.

**MOTION TO EXCEED AND EXTEND PAGE LIMITS IN
RETURN TO PETITION FOR WRIT OF CERTIORARI**

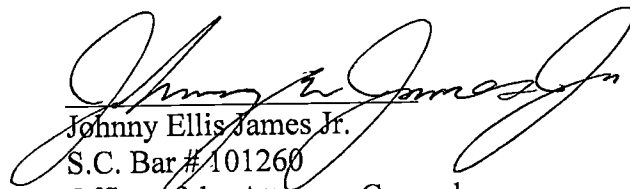
Respondent, the State, moves this Court grant leave to exceed the page limitation set for Returns to Petitions for Writ of Certiorari by Rule 243(g), SCACR. In support of the request, undersigned counsel would respectfully show the Court:

1. The Return to Petition for Writ of Certiorari is due to be filed with the Court on Friday, November 16, 2018. The Court has granted Respondent four previous extensions.
2. The Return is responsive to a Petition for Writ of Certiorari that is 50 pages in length, and which raises 29 issues on appeal, such length permitted by the Court by Order filed May 24, 2018.
 - a. The original Petition was 82 pages in length.
3. The undersigned has diligently endeavored to minimize the length of the Return to as close to the page limits set forth in the rules as possible:

- a. Respondent has reframed Petitioner's issues as 16 issues presented, addressing multiple issues raised where they can be addressed together appropriately;
 - b. Respondent has excluded all unnecessary detail, perhaps to detriment, excluding a traditional singular Statement of the Facts in favor of those facts from the record most immediately necessary to each issue raised;
 - c. Respondent has refrained from exhaustive citation of cases, which may be persuasive, but not strictly necessary for the good faith assertion of authority;
 - d. Respondent has exercised professional judgment to the best of his ability in order to provide exceedingly brief responses to those issues which, in his opinion, may be simply dispensed, with the earnest hope that to the extent this judgment is exercised in error the State may be permitted to respond more fully in briefing.
4. As a result of the above listed efforts to minimize the length of the filing in excess of the rules, the State's Return totals 35 pages in length, an excess of 10 pages, and is filed concurrent with this motion.
 5. Counsel for Petitioner has been consulted and consents to this motion.

Wherefore, Respondent respectfully requests this Court relax the rules to permit the filing and review of the Return to Petition for Writ of Certiorari, concurrently filed.

Respectfully submitted,



Johnny Ellis James Jr.
S.C. Bar # 101260
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3737
Attorney for Respondent

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Georgetown County
Brooks P. Goldsmith, Circuit Court Judge

Appellate Case No. 2017-001689

PRENTISS WAYNE LOVE,

Petitioner,

v.

STATE OF SOUTH CAROLINA,

Respondent.

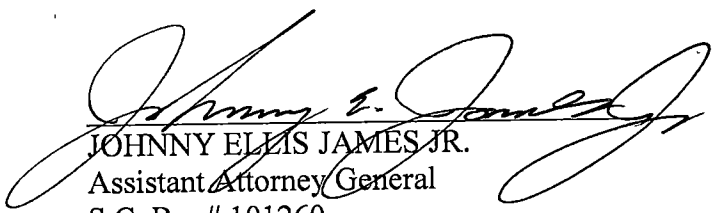
CERTIFICATE OF SERVICE

I, Johnny Ellis James Jr., hereby certify that I have served the Motion to Extend Page Limits in Return to Petition for Writ of Certiorari, on Petitioner by mail to:

**Tara Dawn Shurling
Law Office of Tara Dawn Shurling, PA
3614 Landmark Drive, Suite A
Columbia, South Carolina 29204**

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

This 16th day of November, 2018


JOHNNY ELLIS JAMES JR.
Assistant Attorney General
S.C. Bar # 101260
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3737

ATTORNEY FOR RESPONDENT

STATE OF SOUTH CAROLINA
In the Supreme Court

CERTIORARI TO GEORGETOWN COUNTY
Court of Common Pleas
Brooks P. Goldsmith, Circuit Court Judge

Appellate Case No. 2017-000209

PRENTISS WAYNE LOVE,

Petitioner,

v.

STATE OF SOUTH CAROLINA,

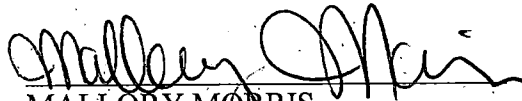
Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of **Motion to Exceed and Extend Page Limits in Return to Petition for Writ of Certiorari** has been served upon opposing counsel by mailing two (2) copies in the United States mail, postage prepaid:

Tara Dawn Shurling, Esquire
3614 Landmark Drive, Suite A
Columbia, SC 29204

This 16th day of November, 2018.


MALLORY MORRIS
Legal Assistant for Respondent