

STATE OF SOUTH CAROLINA
In The Supreme Court

CERTIORARI TO SUMTER COUNTY
Court of Common Pleas

The Honorable D. Craig Brown, Circuit Court Judge

Appellate Case No. 2017-001173

RECEIVED

FEB 27 2019

S.C. SUPREME COURT

ANTRELL RASHAWN FELDER,

Petitioner,

v.

STATE OF SOUTH CAROLINA,

Respondent.

**MOTION FOR FOURTH EXTENSION OF TIME TO FILE
BRIEF OF RESPONDENT**

The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Brief of Respondent in the above-referenced case. Respondent has consulted with opposing counsel, David Alexander, who has graciously consented to this request. In support of this motion, counsel would respectfully show the Court the following:

1. The Brief of Respondent is due today, February 27, 2019 as per this Court's Order dated January 29, 2019 granting Respondent's third extension request. The undersigned attorney for the Respondent has had a number of matters to attend to in addition to counsel's role as Deputy Attorney General for the office's Criminal Division. Counsel has begun working on the Brief of Respondent and reviewed the PCR hearing and brief of Petitioner. Below-signed counsel recently

undertook this matter due to prior assigned counsel leaving the office without prior knowledge of the case or issues.

2. Counsel was involved in a death penalty PCR hearing January 28-29, 2019 in Stanko v State which included preparation in the weeks leading up to the hearing before Judge Craig Brown in Georgetown County due to another lawyer's unavailability;

3. Counsel filed the Brief of Respondent in the matter of The State v. Billy Phillips, Appellate Case No. 2018-000977, a Jasper County murder appeal matter pending in the South Carolina Court of Appeals on February 21, 2019;

4. Counsel filed the Return to the Pro Se Petition for Extraordinary Relief Under SCACR Rule 245 in the matter of Leroy Staton v. The State, Appellate Case No. 2018-001731, a Marlboro County DNA application matter pending in this Court on February 25, 2019;

5. Counsel has also been preparing orders in pending PCR matters in cases involving prior employees this month.

WHEREFORE, counsel respectfully requests a thirty (30) day extension of time to serve and file the Brief of Respondent. This request is made in good faith, and not for the purposes of delay and based upon extraordinary circumstances.

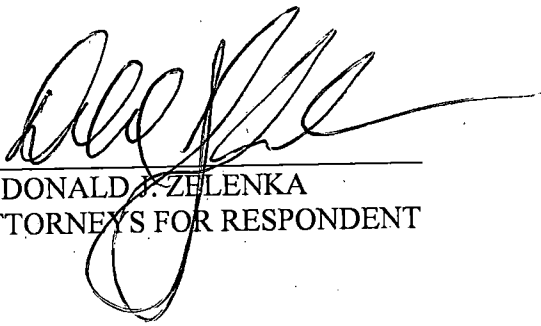
Respectfully Submitted,

ALAN WILSON
Attorney General

W. JEFFREY YOUNG
Chief Deputy Attorney General

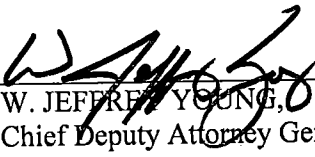
DONALD J. ZELENKA
Deputy Attorney General
No: 5758

Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

By: 
DONALD J. ZELENSKA
ATTORNEYS FOR RESPONDENT

February 27, 2019.

I support the finding of good cause and extraordinary circumstances have been shown.

By: 
W. JEFFREY YOUNG,
Chief Deputy Attorney General

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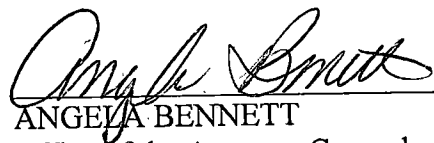
Respondent.

PROOF OF SERVICE

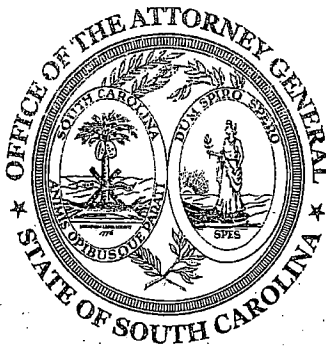
I, Angela Bennett, Administrative Coordinator, certify that I have served two (2) copies of the motion for a fourth extension to file the Brief of Respondent via U.S. mail to Appellant's attorney of record, David Alexander, Esquire, SCCID/Division of Appellate Defense, 1330 Lady Street, Ste. #401, Columbia, South Carolina 29201.

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

This 27th day of February, 2019.



ANGELA BENNETT
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305



ALAN WILSON
ATTORNEY GENERAL

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S.C. SUPREME COURT

February 27, 2019

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

Re: Antrell R. Felder v. State of South Carolina
Appellate Case No. 2017-001173

Dear Mr. Shearouse:

Enclosed for filing in your office is the original and six (6) copies of Respondent's Motion for Fourth Extension of Time to File the Brief of Respondent along with the Certificate of Service in the above-referenced case

Thank you for your assistance in this matter.

Sincerely,

Angela Bennett
Legal Assistant to Donald J. Zelenka
Deputy Attorney General

DJZ/ab
Enclosures

cc: David Alexander, Esquire
Victim Advocacy Division