

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County
Honorable Perry H. Gravely, Circuit Court Judge

RECEIVED
MAR 29 2019
SC Court of Appeals

THE STATE,

Respondent,

v.

JOHN MICHAEL HUGHES,

Appellant

Appellate Case No. 2017-002539.

**MOTION FOR THIRD EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Initial Brief of Respondent and Designation of Matter. This is Respondent's third request for an extension of time in which to file the brief. In support of the request, undersigned counsel for Respondent would respectfully show unto the Court that she has been scheduled to complete a number of state and federal matters in the last thirty (30) days to include, but not limited to, the following:

Drafted and filed the Petition for Rehearing in a non-capital murder appeal in this Court (*State v. Trey Chavez Brown—February 28, 2019*); drafted and filed the Return and Memorandum in Support of Summary Judgment in a habeas corpus action in United States District Court for the District of South Carolina (*Derrick Herriott v. Warden—March 7, 2019*). Undersigned counsel has also been engaged in preparations for a post-conviction relief hearing



in a non-capital murder case scheduled to occur April 3, 2019, before the South Carolina Circuit Court in the Eleventh Judicial Circuit (*Gonzales Wardlaw v. State*).

Due to her caseload, undersigned counsel has begun, but has been unable to complete, the Initial Brief of Respondent in a timely fashion. Counsel has consulted with opposing counsel in this action, who consents to this request for additional time. This is the third request for an extension in which to file the Initial Brief.

WHEREFORE, undersigned counsel for Respondent respectfully requests an additional extension of thirty (30) days to complete the Initial Brief of Respondent and Designation of Matter.

[signature block on following page]

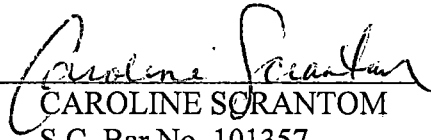
Respectfully submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

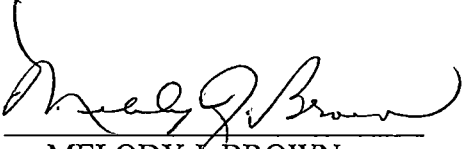
CAROLINE SCRANTOM
Assistant Attorney General

By: 
CAROLINE SCRANTOM
S.C. Bar No. 101357
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

ATTORNEY FOR RESPONDENT

March 29, 2019
Columbia, South Carolina

I support the finding of good cause.

By: 
MELODY J. BROWN
Senior Assistant Deputy Attorney General

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenville County
Honorable Perry H. Gravely, Circuit Court Judge

RECEIVED
MAR 29 2019
SC Court of Appeals

THE STATE,

Respondent,

v.

JOHN MICHAEL HUGHES,

Appellant

Appellate Case No. 2017-002539.


PROOF OF SERVICE

I, Caroline Scramton, certify that I have served Respondent's Motion for a Third Extension of Time by depositing one copy of same in the United States mail, postage prepaid, to counsel for appellant, addressed as follows:

Andrew S. Radeker, Esq.
Harrison, Radeker & Smith, P.A.
P.O. Box 50143
Columbia, South Carolina 29250

Robert M. Dudek, Esq.
SCCID Division of Appellate Defense
P.O. Box 11589
Columbia, SC 29211

This 29th day of March, 2019.


CAROLINE SCRANTOM
S.C. Bar No. 101357
Post Office Box 11549
Columbia, South Carolina 29211

ATTORNEY FOR RESPONDENT



ALAN WILSON
ATTORNEY GENERAL

RECEIVED

MAR 29 2019

SC Court of Appeals

March 29, 2019

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: *The State v. John Michael Hughes*
Appeal from Greenville County
Appellate Case No. 2017-002539

Dear Ms. Kitchings:

Enclosed for filing in your office is the original and six (6) copies of Respondent's Motion for Third Extension of Time to File Initial Brief of Respondent and Designation of Matter 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 Caroline Scrantom
Assistant Attorney General

CS/ab
Enclosures

cc: Andrew S. Radeker, Esquire
Robert M. Dudek, Esquire
Victim Advocacy Division