

STATE OF SOUTH CAROLINA
In the Supreme Court

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JUL 16 2019

Appeal from Horry County
Court of Common Pleas
The Honorable Roger E. Henderson, Circuit Court Judge

S.C. SUPREME COURT

Appellate Case No. 2018-001912

Hector J. Vazquez,

Petitioner,

v.

State of South Carolina,

Respondent.

**MOTION TO FILE RETURN OUT OF TIME
AND REQUEST FOR EXTENSION**

COMES NOW, Respondent, above named, by and through undersigned counsel, making its Motion to File Return Out of Time and Request for Extension, would show this Court:

1. Respondent's Return to Petition for Writ of Certiorari in the above-captioned matter was due to be filed and served on July 10, 2019. The undersigned intended to request an extension in this matter due to (1) other soon due proposed orders of dismissal filings and (2) a court schedule which requires him to be in court for PCR hearings in Charleston County the week of July 22-26, 2019. The considerable time needed to draft these proposed orders of dismissal, as well as prepare for these hearings, was the basis for the intention to request an extension. Due to an internal calendaring error, the request for an extension was not timely filed.

2. The intended request for more time would be Respondent's second such request in this matter. The undersigned consulted with opposing counsel and understands Petitioner does not object to this motion.
3. In view of the foregoing, it is respectfully requested that this Court allow Respondent to file a Return to Petition for Writ of Certiorari out of time. Furthermore, Respondent requests the Court permit an extension of time in which to file said Return for a period up to and including August 9, 2019.

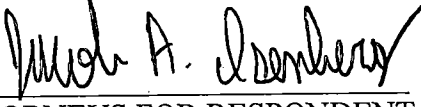
WHEREFORE, it is respectfully requested that this Court allow Respondent to file a Return to Petition for Writ of Certiorari out of time. Furthermore, Respondent requests the Court allow an extension of time in which to file said Return for a period up to and including August 9, 2019.

Respectfully submitted,

ALAN WILSON
Attorney General

MEGAN HARRIGAN JAMESON
Senior Assistant Deputy Attorney General

JACOB A. ISENBERG
S.C. Bar No. 103830
Assistant Attorney General

By: 
ATTORNEYS FOR RESPONDENT

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July 16, 2019

STATE OF SOUTH CAROLINA
In The Supreme Court

CERTIORARI TO HORRY COUNTY

The Honorable Brooks P. Goldsmith, Circuit Court Judge

Appellate Case No.: 2018-001912

HECTOR J. CASES VAZQUEZ,

Petitioner,

v.

STATE OF SOUTH CAROLINA,

Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the **Motion to Relax Rule 243(g), SCACR, and File Respondent's Return to Petition for Writ of Certiorari Out of Time** has been served upon the applicant by mailing one copy in the United States mail, postage prepaid, addressed to:

Victor R. Seeger, Esquire
1330 Lady Street
Suite 401
Columbia, South Carolina 29201

This 16th day of July, 2019.



Eva Cook
Legal Assistant for Petitioner



ALAN WILSON
ATTORNEY GENERAL

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JUL 16 2019

S.C. SUPREME COURT

July 16, 2019

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

**RE: Hector J. Cases Vazquez v. State of South Carolina
Appellate Case No.: 2018-001912**

Dear Mr. Shearouse:

Enclosed please find the original and six copies of the Motion to Relax Rule 243(g), SCACR, and File Respondent's Return to Petition for Writ of Certiorari Out of Time, in the above matter for filing in your office. By copy of this letter, I am serving opposing counsel with this motion today.

Sincerely,

Jacob A. Isenberg
Assistant Attorney General

JAI/ec
Enclosures

cc: Victor R. Seeger, Esquire (w/enclosure)