

February 4, 2019

The Honorable Daniel E. Shearouse
Clerk
South Carolina Supreme Court
P.O. Box 11330
Columbia, S.C. 29211

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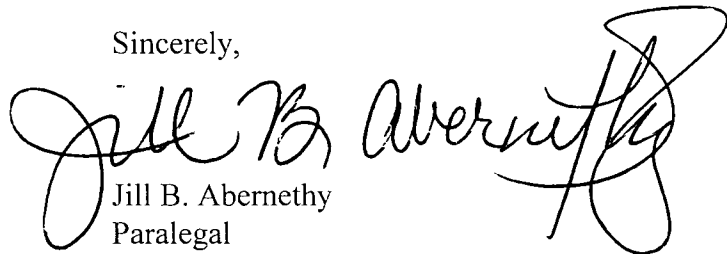
S.C. SUPREME COURT

RE: *Stanko v. State of South Carolina*
2017-002281

Please find enclosed for filing, with proof of service, the original and seven copies of Petitioner's Second Motion for Extension of Time. Please clock-in the extra copy and return it to me in the enclosed self-addressed stamped envelope.

If you have any questions or require any additional information, please do not hesitate to contact me.

Sincerely,


Jill B. Abernethy
Paralegal

cc: Caroline M. Scrantom, Esq.

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Horry County

Honorable Benjamin H. Culbertson, Circuit Court Judge

Appellate Case No. 2017-002281

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S.C. SUPREME COURT

STEPHEN C. STANKO #6022,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

SECOND MOTION EXTENSION OF TIME

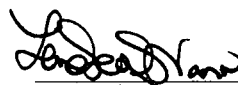
Petitioner, through undersigned counsel, respectfully requests the Court grant an extension of time in which to serve and file a Reply to Respondent's Return to the Petition for Writ of Certiorari, currently due to be filed on February 7, 2019. Specifically, undersigned counsel requests an additional ten (10) days in which to file the Reply. In support of this motion, undersigned counsel would show this Court:

- (1) This Court granted Petitioner's first extension request, extending the deadline to file and serve the Reply until February 7, 2019.
- (2) Undersigned counsel has consulted with counsel for Respondent who consents to the above requested ten (10) day extension of time.

- (3) Since Respondent filed the Return, undersigned counsel prepared for and litigated an evidentiary hearing in Petitioner's other pending capital case in Georgetown County. *State v. Stanko*, 2008-CP-22-01446 (on remand from Appellate Case No. 2017-000211). Undersigned counsel is lead counsel in Petitioner's Georgetown County case. The two-day hearing was held to determine whether Petitioner was prejudiced by his initial Georgetown County PCR counsel's failure to meet the qualification requirements set forth in South Carolina Code § 17-27-160(B).
- (4) Undersigned counsel is also appointed counsel in the capital federal habeas proceedings of Anthony Woods, *Woods v. Stirling*, No. 5:18-cv-00144. Mr. Woods filed a successive PCR application in Clarendon County, *Woods v. State*, 2018-CP-14-00382, and undersigned counsel is currently preparing pleadings related to appointment of counsel in the state court and the state's motion to dismiss in advance of a hearing to be held on February 7, 2019.

For the above reasons, which counsel believes constitute good cause under this Court's Order Dated March 18, 2009, undersigned counsel requests that this Court extend the deadline for filing the Reply to Respondents Return to Petition for Writ of Certiorari in this case an additional ten (10) days.

Respectfully submitted,



Lindsey S. Vann, SC Bar No. 101408
Justice 360
900 Elmwood Ave., Suite 200
Columbia, SC 29201
(803) 765-1044

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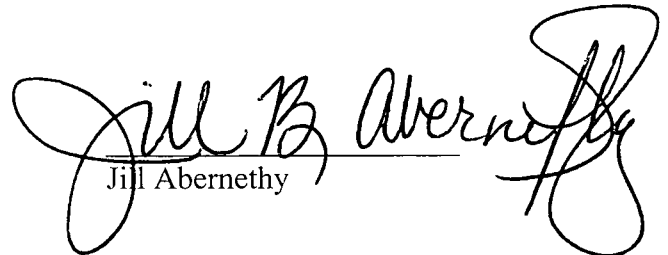
STATE OF SOUTH CAROLINA,

RESPONDENT.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the Petitioner's Second Motion for Extension of Time was served by first class United States mail, postage prepaid, this 4th day of February 2019, upon the following:

Caroline M. Scrantom
Assistant Attorney General
P.O. Box 11549
Columbia, SC 29211


Jill Abernethy