

THE STATE OF SOUTH CAROLINA
In the Supreme Court

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Sep 11 2020

S.C. SUPREME COURT

Certiorari to the Court of Appeals
Appeal from Williamsburg County
The Honorable Michael G. Nettles, Circuit Court Judge

THE STATE,

Respondent,

v.

RONALD HAKEEM MACK,

Petitioner.

Appellate Case No. 2017-002441

PETITION FOR FIRST EXTENSION OF TIME TO FILE
RETURN TO PETITION FOR WRIT OF CERTIORARI

Respondent, the State, moves this Court for an additional seven (7) day extension of time in which to file the Return to Petition for Writ of Certiorari, which is currently due to be filed today, Friday, September 11, 2020. Counsel for Petitioner has graciously consented to this extension request. This is Respondent's first request for an extension of time in which to file the Return. In support of the request, undersigned counsel for Respondent would respectfully show unto the Court the following:

1. Counsel filed the Final Brief of Respondent in the matter of The State vs. Rakeem J.J. White, Appellate Case No2019-000403, a Barnwell County murder appeal matter on August 17, 2020;

2. Counsel filed the Respondent's Reply to Petitioner's Response in Opposition to Motion for Summary Judgment [ECF#41] in the matter of Jerom A. Cook vs. Warden Kenneth Nelsen, C/A No. 0:20-173-MGL-PJG on August 24, 2020;

3. Counsel has been working on the matter of Luzenski Allen Cottrell vs. State of South Carolina, Case No. 2018-CP-26-05709, an Horry County post-conviction relief death penalty matter, in preparation for the status conference before the Honorable Steven H. John in Horry County that was held on Thursday, August 27, 2020, as well as for the evidentiary hearing in December, 2020;

4. Counsel filed the Respondent's Response in Opposition to Petitioner's Motion to Amend/Alter Judgment [ECF #51] in the matter of Gabriel Jon Rios, #344751 vs. Warden Williams, C/A No. 1:19-2329-SAL today, August 27, 2020;

5. Counsel is currently reviewing the extensive Record on Appeal for the matter of The State vs. Samuel Hawkins, Jr., Appellate Case No. 2019-001645, a Greenville County murder appeal matter now pending in the South Carolina Court of Appeals; and

6. Assistant Attorney General Sherrie Butterbaugh, Esq., was originally assigned as counsel for the State in this matter. However, Ms. Butterbaugh has since taken a new position in the Attorney General's office and additional time has been needed to properly review and familiarize myself with the case.

Due to counsel's involvement in these and other matters in state and federal court, counsel is unable to complete the Return to Petition for Writ of Certiorari in this action by the due date prescribed. This request is made in good faith, and not for the purposes of delay. Thus, counsel respectfully requests a seven (7) day extension of time to allow counsel to complete the

Return to Petition for Writ of Certiorari. This is counsel's first request for additional time to do so.

WHEREFORE, undersigned counsel for Respondent respectfully requests an additional extension of seven (7) days to complete the Return to Petition for Writ of Certiorari in this matter.

Respectfully submitted,

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September 11, 2020.