

STATE of SOUTH CAROLINA
IN THE SUPREME COURT

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S.C. SUPREME COURT

CESAR MENDEZ-MARTINEZ

PETITIONER,

V.

STATE of SOUTH CAROLINA

RESPONDENT.

App. CA No. 2019-001081

MOTION FOR AN
ENLARGEMENT OF TIME

THE ABOVE NAMED APPELLANT, RESPECTFULLY MOVE THIS HONORABLE COURT FOR AN "EXTENSION OF TIME" WITHIN WHICH TO COMPLY WITH THE COURT'S INSTRUCTION DATED SEPTEMBER 28, 2020, GRANTING APPELLANT UNTIL OCTOBER 26, 2020, TO SERVE AND FILE THE PETITION FOR WRIT OF CERTIORARI AND APPENDIX BY MEANS OF PRO SE. HOWEVER, APPELLANT IS AWAITING A FINANCIAL DECLARATION FROM THE STATE'S DEPT. OF CORRECTIONS FINANCIAL OFFICE.

Appellant's brief is due to be filed and serve on or before October 26, 2020. However, Petitioner now moves that the time for (his) petition be extended by thirty (30) days up to and including November 25, 2020.

No other deadlines are affected by this request. This motion is made for the following reasons:

- 1.) Petitioner is a pro se litigant and lacks the skills necessary to research, prepare, photocopy, file, and serve a petition in the allotted time, such as skilled counsel (e.g., state attorney general, or appellate counsel), would be able to do; and,
- 2.) Petitioner also brings to the courts attention, that (he), still have not receive the transcript from the counsel of old (Jeremy Thompson), as ordered; and,
- 3.) Staff shortage as well as the prison continually being under quarantine because of the coronavirus (COVID-19), pandemic, therefore prison lockdown; and

4.) NOT BEING ALLOWED IN THE INSTITUTION'S LAW LIBRARY TO RESEARCH, PREPARE, FILE, PHOTOCOPY, AND SERVE (HIS) PETITION OF WRIT UPON THE COURT AND ALL PARTIES.

THIS REQUEST IS MADE IN GOOD FAITH, AND NOT FOR THE PURPOSE OF DELAY. I DO DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

WHEREFORE, PREMISES CONSIDERED, PETITIONER HEREBY RESPECTFULLY REQUEST A THIRTY (30) DAY EXTENSION OF TIME TO HANDLE ALL PERTINENT FILINGS TO ENSURE MY ISSUES WITH THIS COURT.

PETITIONER FOREVER PRAYS

DATE WED. OCT. 21, 2020

The Supreme Court of S. Carolina
c/o Clerk David E. Shearouse
Post Office Box 11330
COLUMBIA, S.C. 29211

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The Supreme court of south Carolina
Daniel E. Shearouse, Clerk of Court
Post office Box 11330
Columbia South Carolina 29211

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THE DEPARTMENT OF CORRECTIONS HAS NOT CENSORED
THIS ITEM. THEREFORE, THE DEPARTMENT DOES NOT
ASSUME RESPONSIBILITY FOR ITS WRITTEN CONTENTS

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