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May 03 2021

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Beaufort County
Honorable Carmen T. Mullen, Circuit Court Judge
Appellate Case Tracking No. 2020-000110

Nathaniel Johnson, Jr.,

Petitioner,

vs.

The State,

Respondent.

**RETURN TO “MOTION FOR AN PROTECTIVE ORDER
FOR AN INTERLOCUTORY INJUNCTION”**

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

Petitioner has moved this Court for an injunction and protective order to prevent what he alleges are “excessive delays” caused by the Respondent. The undersigned has made every effort to comply with the South Carolina Supreme Court’s Order: RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009. The undersigned believes the prior extensions were properly requested and obtained based on his work load, requirements in other cases, and duties as supervisor of the criminal appeals section. Additionally, the State does not believe a “protective order” or “interlocutory injunction” is appropriate so long as the State complies with the procedures and rules as set forth in the Supreme Court’s Order.

WHEREFORE, Respondent prays that the Court deny Petitioner's request for a protective order or for injunctive relief.

Respectfully submitted,

ALAN WILSON
Attorney General

WILLIAM M. BLITCH, JR.
Senior Assistant Deputy Attorney General



WILLIAM M. BLITCH, JR.
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ATTORNEYS FOR RESPONDENT

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PROOF OF SERVICE

I, Caroline Collins, certify that I have served the Return to "Motion for an Protective Order for an Interlocutory Injunction" by depositing in the US Mail, Postage Prepaid, addressed to:

Nathaniel Johnson, Jr., *Pro se* Petitioner
SCDC # 211574, BBB-0026-B
Allendale Correctional Institution
Post Office Box 1151
Fairfax, South Carolina 29827

I further certify that all parties required by Rule to be served have been served.

This 3rd day of May, 2021.



CAROLINE COLLINS
Administrative Coordinator
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Columbia, South Carolina 29211
(803) 734-3727