

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

Appeal from Horry County
The Honorable Steven H. John, Circuit Court Judge

Appellate Case No. 2011-199807

THE STATE,

Respondent,

v.

BRUCE ANTWAIN HILL,

Appellant.

MOTION TO ENLARGE TIME FOR
FILING INITIAL BRIEF OF RESPONDENT
AND DESIGNATION OF MATTER

The Respondent, above-named, hereby makes a motion to this Court to extend the time for filing the Initial Brief of Respondent and Designation of Matter from April 22, 2013, for a period of thirty (30) days up to and including May 22, 2013. Respondent has completed *almost all* of this brief but discovered it did not have a transcript of a hearing (June 16, 2011) Respondent believes is relevant to one (1) of the issues raised by Appellant [Issue 3]. Respondent has requested the same from Judge John's court reporter Dixie Eubank. This transcript is included in Respondent's designation of matter to accompany Respondent's brief. And, Respondent has been involved in other matters that have prevented the timely filing of this initial brief:

(A) Capital Litigation Conference, **March 19-21, 2013** at which Respondent's attorney was one of the scheduled speakers;

(B) State v. Christopher Heller (Return to Petition for Certiorari) ***filed in S.C. Supreme Court on March 29, 2013;***

(B) Anthony Jesus Johson v. Warden (Murder, ABWIK) Return to Reply (ordered by Judge Austin)(approximately 50 pages) ***filed in U.S. District Court on March 31, 2013;***

(C) Ronald Blanding v. Warden (Murder) Return to Reply (ordered by Judge Austin) ***filed in U.S. District court on April 1, 2013 (approximately 80 pages);***

(D) State v. Derringer Young (Murder, ABWIK)(Initial Brief of Respondent), ***filed April 3, 2013 in the S.C. Court of Appeals;***

(E) State v. Antonio Scott (IBOR) (Murder) ***in process (to be filed Wednesday) in this Court;***

(F) Eddie Geiger v. Warden (Federal Habeas Return) Supplemental Return ordered by District Court and Magistrate ***filed in U.S. District Court on March 26, 2013;***

(H) Harry Justus v. State (Capital PCR) Status Conference before Judge Harrington in Moncks Corner on ***April 11, 2013;***

(I) State v. Frankie McGee (Murder, Burglary) IBOR in process;

(J) Antonio Melton v. Warden (Federal Habeas Return) in process;

(K) Chritopher Grate v. Warden (Federal Habeas Return) in process;

and, other matters.

WHEREFORE, for extraordinary circumstances shown, Respondent respectfully requests an extension of a period of time of thirty (30) days up to and including May 22, 2013 to complete this Initial Brief of Respondent and Designation of Matter. Respondent has consulted with opposing counsel Jonathan Hiller, Esquire, and he does not object to the requested extension. This is Respondent's fifth extension request. Barring some unforeseen circumstance, and receipt of the

requested transcript, no further extension requests are expected.

Respectfully submitted,

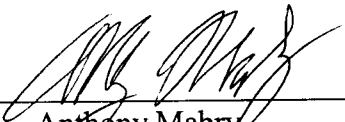
ALAN WILSON
Attorney General

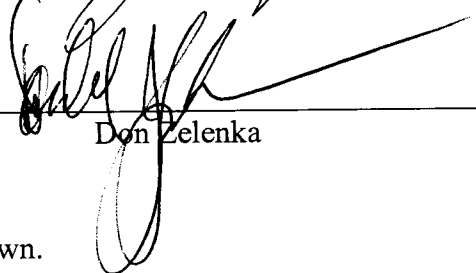
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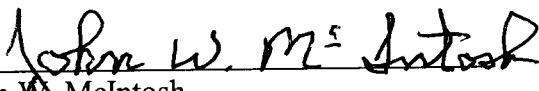
ATTORNEYS FOR RESPONDENT

By: 

Anthony Mabry


Don Zelenka

I concur that extraordinary circumstances have been shown.



John W. McIntosh
Chief Deputy Attorney General

April 19, 2013

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CERTIFICATE OF SERVICE

I, **Anthony Mabry**, certify that I have served Respondent's Motion to Enlarge Time to File Initial Brief of Respondent and Designation of Matter on counsel for Appellant, by depositing one copy of same in the United States Mail to counsel for Appellant, addressed as follows:

Jonathan M. Hiller, Esquire
HILLER & HILLER, PA
1053 London St. Ste. B
Myrtle Beach, SC 29577

This 19th day of April, 2013.



ANTHONY MABRY
Assistant Attorney General

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