

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Kershaw County

Grace Gilchrist Knee, Circuit Court Judge

RECEIVED

Nov 01 2022

S.C. SUPREME COURT

JAMES WAYNE MILLER, #00367454,

PETITIONER

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2022-000753

MOTION TO SUBSTITUTE COUNSEL

Undersigned counsel respectfully moves this Court to substitute counsel for the Petitioner in this matter.

1. On or about October 26, 2022, the Office of Appellate Defense requested appointment of outside counsel.
2. On October 26, 2022, the undersigned was appointed as counsel for the Petitioner.

3. Counsel for Petitioner is requesting to be relieved as counsel in this matter. Ashley A. McMahan has agreed to be substituted as counsel for Petitioner.
4. Furthermore, the undersigned and Ms. McMahan request that any costs associated with copying, binding, postage, etc., all be handled by the Office of Appellate Defense.
5. This motion is made at this time not to cause undue delay in the timely disposition of this matter.

WHEREFORE, the undersigned counsel respectfully requests that Ms. McMahan be substituted as counsel for the Petitioner and requests this Court hold the timelines for filing the petition and appendix be held in abeyance pending a decision on this motions.

Respectfully submitted,



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