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Jul 28 2023

SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

July 27, 2023

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

RE: Mitchell Rivers v. State of South Carolina
Appellate Case No. 2017-002302

Dear Ms. Kitchings:

On July 12, 2023, this Court issued an unpublished decision in the above-referenced post-conviction relief appeal reversing and remanding for a new trial. Pursuant to Rule 221(a) of the South Carolina Appellate Court Rules, any petition for rehearing would need to be served and filed no later than today, July 27, 2023.

At present, the State intends to file a Petition for Rehearing and Suggestion for Rehearing *En Banc* in this appeal. However, due to my heavy workload, I have not yet been able to complete the petition and am requesting a fifteen-day extension to serve and file it. This is the first extension request in connection to the petition, and it is not intended for the purpose of delay. I appreciate your consideration of this request and ask that the filing deadlines be held in abeyance while this request is pending.

Sincerely,

Johnny E. James Jr.
Assistant Attorney General
Bar Number 101260

JEJ/cc

cc: Jessica M. Saxon, Esquire
Victim Advocacy Division

Caroline Collins

From: Caroline Collins
Sent: Thursday, July 27, 2023 11:15 AM
To: Saxon, Jessica
Cc: spollard@sccid.sc.gov; Johnny James
Subject: Mitchell Rivers v. State of South Carolina (2017-002302)
Attachments: RIVERS Mitchell - First Extension Request (Petition for Rehearing) (03346193xD2C78).PDF

Good Morning Ms. Saxon,

Attached please find a request for a first extension of time within which to serve and file the Petition for Rehearing in Mitchell Rivers v. State of South Carolina (2017-002302). This request will be submitted to the South Carolina Court of Appeals today via the AIS OneDrive System.

If you will, please confirm receipt of this email.

Thank you,

CAROLINE COLLINS, Administrative Coordinator
South Carolina Attorney General's Office
Criminal Appeals | Office 803-734-3723 | ccollins@scag.gov
P.O. Box 11549 | Columbia, SC 29211
scag.gov



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