

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Orangeburg County
Heath P. Taylor, Circuit Court Judge

RECEIVED

Aug 02 2023

S.C. SUPREME COURT

LANCE MILLER,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

APPELLATE CASE NO. 2023-000273

MOTION FOR AN EXTENSION OF TIME TO
SERVE AND FILE THE PETITION FOR WRIT OF CERTIORARI
AND APPENDIX

Counsel for Petitioner respectfully requests an extension of thirty (30) days in which to serve and file the Petition for Writ of Certiorari and Appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The Petition for Writ of Certiorari and Appendix are due to be served and filed with the Court today.
2. Counsel for Petitioner respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions

previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel will file the petition for writ of certiorari and accompanying appendix in the case of Sylvester Scott v. State with the Supreme Court today, August 2, 2023. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Dewey McNair with the Court of Appeals on July 31, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Steven Scruggs v. State with the Supreme Court on July 26, 2023. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. James Elbert Daniels, Jr. with the Supreme Court on July 24, 2023. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Dale Eugene King with the Supreme Court on July 24, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Alqi Dhimo v. State with the Supreme Court on July 19, 2023. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Malik Deon White with the Court of Appeals on July 17, 2023. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Billy Franklin Criminger with the Court of Appeals on July 7, 2023. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Madilynn N. with the Court of Appeals on June 30, 2023. Counsel re-filed the petition for writ of certiorari to the Court of Appeals and accompanying appendix in the case of State v. Frankie Lee Davis with the Supreme Court on June 19, 2023. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Rebecca Maxwell with the Court of Appeals on June 14, 2023. Counsel filed the petition for rehearing in the case of State v. James E. Daniels, Jr. with the Court of Appeals on June 8, 2023. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Matthew Blackwell v. State with the

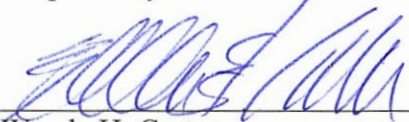
Supreme Court on June 5, 2023. Counsel filed the petition for rehearing in the case of State v. Dale E. King with the Court of Appeals on May 22, 2023. Counsel filed the Johnson petition for writ of certiorari and accompanying appendix in the case of Anthony B. Tate v. State with the Supreme Court on May 12, 2023. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Travis McFadden v. State with the Supreme Court on May 3, 2023.

4. Counsel makes this request in good faith and not for purpose of delay.

5. On August 1, 2023, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through August 31, 2023.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension, in which to serve and file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Wanda H. Carter
Deputy Chief Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 2nd day of August, 2023.