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S.C. SUPREME COURT

ALAN WILSON
ATTORNEY GENERAL

August 11, 2023

VIA ELECTRONIC MAIL

The Honorable Patricia A. Howard
Clerk of Court, South Carolina Supreme Court
P.O. Box 11330
Columbia, SC 29211

Re: Michael Brent Gay v. State of South Carolina
Appellate Case No.: 2023-000404

Dear Ms. Howard:

This action is currently pending in your Court, and the State's Return to the Petition for Writ of Certiorari is due Monday, August 14, 2023. In preparing our return, we noticed the appendix is incomplete due to missing portions of the trial transcript. These portions are necessary for our return. Accordingly, the appendix will need to be amended. I have spoken with opposing counsel, and they have agreed to file an amended appendix containing the entire trial transcript. We consent to the amendment.

We are requesting the timelines be held in abeyance for the filing of our return pending receipt of the amended appendix. Additionally, we are requesting the Court extend the timeline for the filing of our return an additional thirty days once the appendix is received.

Should you have any questions and/or concerns, please do not hesitate to contact me.

Sincerely,

s/Danielle Dixon
Assistant Attorney General
SC Bar No. 73999

DD/se

Cc by email only: Elizabeth Anne Franklin-Best, Esquire
Megan E. Johnson, Esquire