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S.C. SUPREME COURT

ALAN WILSON
ATTORNEY GENERAL

December 8, 2023

The Honorable Patricia A. Howard
Clerk of Court, Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211
(by email only – supctfilings@sccourts.org)

Re: Emmanuel B. Elleby, #275057 v. State of South Carolina
Appellate Case No: 2013-001269
Lower Case No: 2018-CP-40-591

Dear Ms. Howard:

The Petition for Writ of Certiorari and Appendix in the above appeal is due to be served and filed today. Respondent respectfully requests a third, thirty-day extension to serve and file this petition and appendix. This extension request is made in good faith and not intended to delay, but rather due to counsel's heavy workload and to ensure the petition is properly researched and prepared. Opposing counsel has graciously consented to this request via email and inter-agency agreement.

Please let me know if I can provide the Court with any additional information regarding this third extension request.

Sincerely,

D. Russell Barlow, II
Assistant Attorney General
SC Bar #105228

Donald J. Zelenka
Deputy Attorney General

cc: David Alexander, Esquire (by email only)