

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM ABBEVILLE COUNTY
Court of Common Pleas

The Honorable R. Lawton McIntosh, Circuit Court Judge

Case No. 2009-CP-01-00105

Appellate Case No. 2013-001076

Marshall Ray Miller, #249557, Petitioner,

v.

State of South Carolina, Respondent.

MOTION FOR EXTENSION OF TIME

The undersigned *pro se* certiorari petitioner, Marshall Ray Miller, respectfully requests this Honorable Court, pursuant to Rule 240, SCACR, for an extension of time in which to file the petition for writ of certiorari up to and including October 19, 2014. Petitioner submits that the Office of Appellate Defense has been diligent in obtaining matter for inclusion in the Appendix. However, Petitioner continues to await three (3) additional documents for inclusion in the Supplemental Appendix. Upon receipt of the Supplemental Appendix, Petitioner will notify the Court and Respondent and file the Petition for Writ of Certiorari within thirty- (30) days thereof.

Respectfully submitted,

Marshall Ray Miller

Marshall Ray Miller
#249557
Lieber Correctional Inst. SB-56
P.O. Box 205
Ridgeville, SC 29472
PETITIONER, *Pro se*

September 16, 2014

THE STATE OF SOUTH CAROLINA
In The Supreme Court

RECEIVED

APPEAL FROM ABBEVILLE COUNTY
Court of Common Pleas

SEP 22 2014

The Honorable R. Lawton McIntosh, Circuit Court Judge

S.C. SUPREME COURT

Case No. 2009-CP-01-00105

Appellate Case No. 2013-001076

Marshall Ray Miller, #249557, Petitioner,

v.

State of South Carolina, Respondent.

CERTIFICATE OF SERVICE

The undersigned *pro se* petitioner, Marshall Ray Miller, hereby certifies that he has served a true and correct copy of the MOTION FOR EXTENSION OF TIME on counsel for Respondents and the Office of Appellate Defense by placing a copy in the U.S. Mail, first-class postage affixed thereto, this 17th day of September, 2014, addressed as follows:

Ashley McMahan
Assistant Attorney General
Office of S.C. Attorney General
P.O. Box 11549
Columbia, SC 29211-1549

Robert M. Dudek
Chief Appellate Defender
Office of Appellate Defense
P.O. Box 11589
Columbia, SC 29221-1589

Marshall Ray Miller
Marshall Ray Miller
#249557
Lieber Correctional Inst. SB-56
P.O. Box 205
Ridgeville, SC 29472

PETITIONER, *Pro se*

Marshall Ray Miller
#249557
Lieber Correctional Institution SB-56
P.O. Box 205
Ridgeville, SC 29472-0205

September 16, 2014

Robert M. Dudek
Chief Appellate Defendaer
South Carolina Office of Appellate Defense
1330 Lady Street, Suite 401
Post Office Box 11589
Columbia, SC 29211-1589

Re: *Marshall Ray Miller v. State of South Carolina*
Appellate Case No. 2013-001076

Dear Mr. Dudek:

Please find enclosed a copy of my Motion for Extension of Time and proof of service in the above-referenced PCR certiorari.

I am also writing to inquire as to the remaining materials for the supplemental appendix. Per your last correspondence (July 21, 2014), in which you enclosed the Appendix, you requested the documents in my possession I wished to include and I submitted a list of documents I intended to reference in the petition that you needed to obtain for inclusion in the Supplemental Appendix. As of this date I am still waiting on the Supplemental Appendix where I may include appropriate references in the petition.

As usual, your assistance in this matter is sincerely appreciated,

Respectfully submitted,

Marshall Ray Miller

Marshall Ray Miller
PETITIONER, Pro se

Cc: The Honorable Daniel E. Shearouse
Ashley A. McMahan, Esq.

Marshall Ray Miller
#249557
Lieber Correctional Institution SB-56
P.O. Box 205
Ridgeville, SC 29472-0205

September 16, 2014

The Honorable Daniel E. Shearouse
Clerk of Court
Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211

RECEIVED

SEP 22 2014

S.C. SUPREME COURT

Re: *Marshall Ray Miller v. State of South Carolina*
Appellate Case No. 2013-001076

Dear Mr. Shearouse:

Please find enclosed for filing in the above-referenced PCR certiorari action the original and six (6) copies of the Motion for Extension of Time and proof of service.

Your assistance in this matter is sincerely appreciated,

Respectfully submitted,

Marshall Ray Miller

Marshall Ray Miller
PETITIONER, Pro se

Cc: Robert M. Dudek, Esq.
Ashley A. McMahan, Esq.