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STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal From Richland County
Doyet A. Early, III, Circuit Court Judge

Appellate Case No: 2013-001860

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NOV 14 2014

SC Court of Appeals

Respondent,

THE STATE.

vs.

JOHNATHAN XAVIER MILLER,

Appellant.

MOTION FOR EXTENSION OF TIME

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to the Court today, pursuant to a previous extension granted by the Court.

II.

Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this Brief on time. I would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

III.

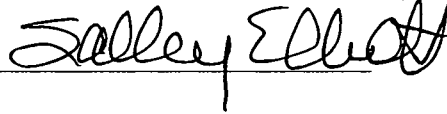
This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

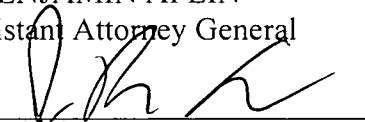
Respectfully submitted,

ALAN WILSON
Attorney General

SALLEY W. ELLIOTT
Senior Assistant Deputy Attorney General

BY: 

J. BENJAMIN APLIN
Assistant Attorney General

BY: 
J. Benjamin Aplin
S. C. Bar No: 8729

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ATTORNEYS FOR RESPONDENT

November 14, 2014

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PROOF OF SERVICE

I, Angela Bennett, certify that I have served the Motion for Extension of Time on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorneys of record, Wanda H. Carter, Esquire, South Carolina Commission on Indigent Defense, Division of Appellate Defense, P.O. Box 11589, Columbia, SC 29211

I further certify that all parties required by Rule to be served have been served.

This 14th day of November, 2014.


ANGELA BENNETT

Administrative Assistant
Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3737



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ALAN WILSON
ATTORNEY GENERAL

November 14, 2014

Wanda H. Carter, Esquire
South Carolina Commission on Indigent Defense
Division of Appellate Defense
P.O. Box 11589
Columbia, South Carolina 29211

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SC Court of Appeals

RE: State v. Johnathan Xavier Miller
Appellate Case No: 2013-001860

Dear Counsel:

Enclosed please find two copies of the Motion for Extension of Time in the above case.

Sincerely,

J. Benjamin Aplin
Assistant Attorney General
S.C. Bar No: 8729

JBA/ab
Enclosures

cc: The Honorable Jenny A. Kitchings
(original and 6 enclosed)
Victim Services