



ALAN WILSON
ATTORNEY GENERAL

October 19, 2012

The Honorable Daniel E. Shearouse
Clerk of Court, SC Supreme Court
Post Office Box 11330
Columbia SC 29211

RE: Herbert Jerome Erbie v. State of South Carolina
Appellate Case No. 2012-212906
Lower Court Case No. 2011-CP-13-0450

RECEIVED

OCT 19 2012

S.C. Supreme Court

Dear Mr. Shearouse:

Per your letter, dated October 10, 2012, requesting an explanation how the State is an aggrieved party in the aforementioned matter, a reply is due to be served and filed on today's date. However, this is to respectfully request a 10-day extension to serve and file this Response.

This extension request is not intended for the purpose of delay. Rather, this extension request is necessitated by my workload.

Sincerely,

Tyson Andrew Johnson, Sr.
Assistant Attorney General
S.C. Bar #16230

cc: Robert C. FitzSimons, Esquire
Robert M. Dudek, Esquire