



ALAN WILSON
ATTORNEY GENERAL

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DEC 28 2016

December 28, 2016

S.C. SUPREME COURT

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

Re: Billy Shane Miller, #259358 v. State of South Carolina
Appellate Case No.: 2016-001990
Lower Court Case No.: 2013-CP-42-3190

Dear Mr. Shearouse:

The Petition for Writ of Certiorari and Appendix in the aforementioned matter is due to be served and filed today. I would respectfully request a third and final 30-day extension in which to serve and file the Petition. Counsel for Respondent has indicated that he is not confident Respondent's family is willing to agree to another extension. Therefore, Counsel for the State makes this request without consent of opposing Counsel. Counsel for the State respectfully requests that this Court hold the deadline in abeyance until this motion is ruled upon. Counsel for the State makes this request out of necessity due to a heavy circuit court and appellate court workload and not for the purpose of delay.

Sincerely,

Alicia A. Olive
Assistant Attorney General
SC Bar #102089

AAO/bea

cc: Timothy M. Ray, Esquire

In compliance with:

In Re: Extensions in Criminal and Post-Conviction Relief Cases, (S.C. Sup. Ct. order dated March 18, 2009) (Davis Adv. Sh. No. 13 at 1).

TIMOTHY M. RAY
Attorney for Respondent

JOHANNA C. VALENZUELA
Senior Assistant Deputy Attorney General