

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

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FEB 01 2017

APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas  
Edgar W, Dickson, Circuit Court Judge

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S.C. SUPREME COURT

Appellate Case No: 2016-000823

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James Livingston.....Petitioner

v.

State of South Carolina.....Respondent

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MOTION FOR EXTENSION OF TIME TO FILE

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The undersigned attorney, Robert W. Mills, hereby moves for an extension of time to serve and file the Reply to Return to Motion to Hold in Abeyance and Motion to Remand for Reconstruction of Post-Conviction Relief Hearing in the above captioned appeal which is due to be served and filed on February 2, 2017. Petitioner is requesting a five day extension. This is Petitioner's second extension request in this matter, and is not intended for the purpose of delay but is due to the fact that the undersigned attorney is a solo practitioner and due to his heavy workload, including many court appearances, the attorney could not complete this matter in the time allotted.

Therefore, Petitioner moves for a five day extension to serve and file the Reply to Return to Motion to Hold in Abeyance and Motion to Remand for Reconstruction of Post-Conviction Relief Hearing in the above captioned Appeal.

Respectively submitted,



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Robert W. Mills  
1728 Main Street  
Columbia, South Carolina 29201  
(803) 252-9648  
Attorney for Petitioner

Columbia, SC  
February 1, 2017

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PROOF OF SERVICE

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I certify that I have served the Motion for Extension of Time to File on the State of South Carolina by depositing a copy of it in the United States Mail, postage prepaid, on February 1, 2017, addressed to the attorney of record, Johanna Valenzuela, Office of the Attorney General, P.O. Box 11549, Columbia, South Carolina 29211-1549

February 1, 2017



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Robert W. Mills  
1728 Main Street  
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(803) 252-9648  
Attorney for Petitioner