

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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MAR 21 2017

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

S.C. SUPREME COURT

Appellate Case No: 2016-000823

James Livingston.....Petitioner

v.

State of South Carolina.....Respondent

MOTION FOR EXTENSION OF TIME TO FILE

The undersigned attorney, Robert W. Mills, hereby moves for an extension of time to serve and file the Appendix and Petition for a Writ of Certiorari in the above captioned appeal which is due to be served and filed on March 23rd, 2017. Petitioner is requesting a ten day extension. This is Petitioner's second extension request in this matter since the Order dated March 3rd, 2017 which denied the motion to remand for reconstruction of the record, 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 and the fact that the attorney has had a severe head cold, the attorney could not complete this matter in the time allotted.

Therefore, Petitioner moves for a ten day extension to serve and file the Appendix and
Petition for a Writ of Certiorari in the above captioned Appeal.

Respectively submitted,



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

Columbia, SC
March 21st, 2017

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PROOF OF SERVICE

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 March 21st, 2017, addressed to the attorney of record, Jessica Kinard, Office of the Attorney General, P.O. Box 11549, Columbia, South Carolina 29211-1549

March 21st, 2017



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