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NOV 09 2017

**John Garvin
Lee Correctional Institution
990 Wisacky Highway
Bishopville, S.C. 29010**

S.C. SUPREME COURT

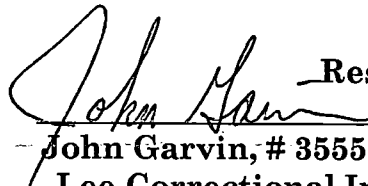
**ATTN: Hon. Daniel Shearouse, Clerk
South Carolina Supreme Court
1232 Gervais Street
Columbia, S.C. 29201**

RE: The State of South Carolina v. John Garvin, Requesting Extension of time

Dear Hon. Harris:

Enclosed is a **DECLARATION OF INMATE FILING, A MOTION FOR EXTENSION OF TIME**, in the above case with a **CERTIFICATE OF SERVICE** to be filed in The United States Supreme Court on the date as given to the institutional internal mailroom.

Dated: November 7, 2017

 **Respectfully,**
**John Garvin, # 355509, Pro-se.
Lee Correctional Institution
990 Wisacky Highway
Bishopville, S.C. 29010**

Enclosures

**cc: Hon. Daniel Shearouse, Clerk of S.C. Supreme Court
John B. Aplin, Asst. Attorney General
Alan M. Wilson, Attorney General**

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

The State of South Carolina, Respondent-Appellee,

v.

John Garvin, Petitioner-Appellant

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DECLARATION OF INMATE FILING

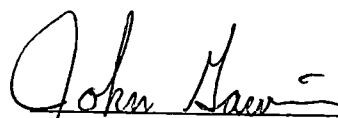
S.C. SUPREME COURT

I, John Garvin, declare that I am an inmate confined at Lee Correctional Institution in Bishopville, South Carolina. Today this 7 day of November, 2017, I have served a Motion for Extension of Time and A Certificate of Service on The United States Supreme Court, The South Carolina Supreme Court, and the South Carolina State Attorney General Office by depositing a copy of it in the Lee Correctional Institution's internal mail system to be delivered via United States First Class Postage Certified Mail and Regular First Class Postage Mail is being prepaid either by me or by the institution on my behalf.

I declare under the penalty of perjury that the foregoing is true and correct.

(See 28 U.S.C. § 1746; 18 U.S.C. § 1621).

DATED: November 7, 2017.



John Garvin, # 355509, Pro-se.
Lee Correctional Institution
990 Wisacky Highway
Bishopville, S.C. 29010

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

John Garvin, Petitioner-Appellant,

v.

South Carolina, State of, Respondent-Appellee.

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S.C. SUPREME COURT

MOTION FOR EXTENSION OF TIME

I, John Garvin, proceeding as pro-se, would respectfully move this Court for an extension of time to file Petition for Writ of Certiorari by sixty (60) days, pursuant to Rule-30.2, Rules of The Supreme Court of the United States. From an Order that was rendered on August 22, 2017, by the Supreme Court of South Carolina in the above action.

In accordance with Rule-13.5, Rules of The Supreme Court of the United States, John Garvin's Petition for Writ of Certiorari is currently due on November 22, 2017. This request thereby seeks an extension of time until January 19, 2018, to file the Petition for Writ of Certiorari.

This Motion to Extend Time is brought timely pursuant to Rule-30, Rules of The Supreme Court of the United States. This is the first time that John Garvin has

requested an extension of time from this court for filing his Petition for Writ of Certiorari.

This motion is made because the Petitioner has not been able to properly perfect his Petition for Writ of Certiorari within the allotted time for the following reasons:

1. The Petitioner has only a G.E.D. with no legal education and is just a layman of the law.

2. Petitioner is currently preparing an Informal Opening Brief in the Fourth Circuit Court of Appeals, (see John Garvin v. South Carolina, State of, 17-7293 (L) that is due December 6, 2017.

3. The legal issues in this case are complex.

4. Petitioner has had limited access to the law library, due to shortage of staff.

5. The limited access has hindered Petitioner's time to do legal research, to get legal material and assistance to properly prepare his Petition for Writ of Certiorari.

6. The Petitioner has limited knowledge of the law.

7. Good cause exists for the granting of motion for extension of time, for the reason stated above. The perfecting of my Informal Opening Brief, and the limited access to the law library here at this institution, hinders Petitioner from making a timely fashioned Petition for Writ of Certiorari.

The Petitioner herein, as a result of the nature of the above stated reasons, involved in preparing Petitioner's Petition for Writ of Certiorari, will require additional time to properly perfect his Petition for Writ of Certiorari.

RESPECTFULLY SUBMITTED this 7 day of November, 2017.



John Garvin, # 355509, Pro-se.
Lee Correctional Institution
990 Wisacky Highway
Bishopville, S.C. 29010

The Supreme Court of South Carolina

The State, Respondent,

v.

John Garvin, Petitioner.

Appellate Case No. 2016-001615
Lower Court Case No. 2012-GS-42-05979

ORDER

Based on the vote of the Court, the petition for a writ of certiorari and Supplemental Initial Brief of Petition for Writ of Certiorari are denied, and the State's motion to strike the supplemental initial brief is denied as moot.

FOR THE COURT

BY



CLERK

Columbia, South Carolina

August 22, 2017

cc:

The Honorable Jenny Abbott Kitchings
Robert Michael Dudek, Esquire
Alan McCrory Wilson, Esquire
John Benjamin Aplin, Esquire
James Edward Hunter, Esquire

The Honorable M. Hope Blackley
John D Garvin, 355509

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S.C. SUPREME COURT

No. _____

**IN THE
SUPREME COURT OF THE UNITED STATES**

The State of South Carolina, Respondent-Appellee,


v.

John Garvin, Petitioner-Appellant.

CERTIFICATE OF SERVICE

I, John Garvin, certify that I have serve a **DECLARATION OF INMATE FILING and A MOTION FOR AN EXTENSION OF TIME** on the Court by depositing a copy of it in the Institutional Mailbox to be delivered via United States First Class Postage Mail on November 7, 2017, addressed to the Hon. Daniel Shearouse, 1232 Gervais Street, Columbia, S.C. 29201, and to Mrs. Valerie Garcia-Giovanoli and Mr. Alan M. Wilson, 1000 Assembly Street, Columbia, South Carolina, 29201; and United States First Class Postage Certified Mail addressed to Hon. Scott S. Harris, 1 First Street, Washington, D.C. 20543-0001

DATED: November 7, 2017.

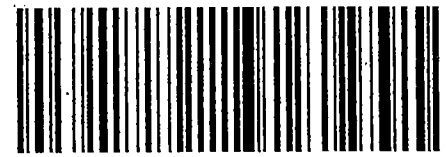


John Garvin, # 355509, Pro-se.
Lee Correctional Institution
990 Wisacky Highway
Bishopville, S.C. 2901

John Garvin - No. 355509
Lee Correctional Institution
990 Wisacky Hwy.
Bishopville, S.C. 29010

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OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

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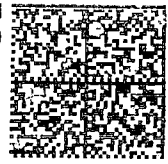


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South Carolina Supreme Court
1232 Gervais Street
Columbia, S.C. 29201

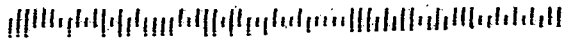


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