

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Greenville County

Honorable R. Lawton McIntosh, Circuit Court Judge

IN THE MATTER OF THE CARE AND
TREATMENT OF CALVIN JOE MILLER,

ORIGINAL
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MAR 05 2018

PETITIONER
S.C. SUPREME COURT

APPELLATE CASE NO. 2017-001362

PETITION FOR EXTENSION TO FILE
BRIEF OF PETITIONER

Counsel for Calvin Joe Miller respectfully requests an extension of ten (10) days in which to file the Brief of Petitioner in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated July 16, 2014. This is first request for an extension pursuant to this Order. In support of this request, counsel shows:

1. The Brief of Petitioner is due to be served and filed with the Court today.
2. Counsel for Calvin Joe Miller respectfully submits that good cause exists which warrants the granting of this extension of time.
3. Counsel is filing the petition for writ of certiorari to the Court of Appeals in State v. Richard Capell with this Court today, March 5, 2018. Counsel filed the petition for rehearing in State v. Billy Phillips with the Court of Appeals on March 1, 2018. Counsel filed the petition for writ of certiorari in Christopher Seabrook v. State with this Court on February 26, 2018. Counsel filed the petition for writ of certiorari to the Court of Appeals in State v. Esaiveus Booker with this

Court on February 20, 2018. Counsel filed the petition for rehearing in Justin Johnson v. State with the Court of Appeals on February 15, 2018. Counsel filed the initial brief of appellant in State v. Roy Smith with the Court of Appeals on February 15, 2018. Counsel filed the brief of respondent in Stephon Robinson v. State with this Court on February 9, 2018. Counsel filed the Anders brief of appellant in State v. Matthew Pickens with the Court of Appeals on February 8, 2018. Counsel filed the initial brief of appellant in State v. Ashley Tindall with the Court of Appeals on February 1, 2018. Counsel filed the initial brief of appellant in State v. Dinal Keith with the Court of Appeals on February 1, 2018. Counsel filed the petition for writ of certiorari in Alfred Henson v. State with this Court on January 29, 2018. Counsel filed the reply to return in Anthony Martin v. State with this Court on January 26, 2018. Counsel filed the brief of petitioner in Stephon Robinson v. State with this Court on January 12, 2018.

4. Counsel makes this request in good faith and not for purpose of delay.
5. Counsel for the Attorney General's office has been informed of this request.

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension, in which to file the Brief of Petitioner in this case based upon the above stated reasons. Counsel requests that time limits for filing the brief be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Laura Ruth Baer
Appellate Defender

Attorney for Petitioner

March 5, 2018

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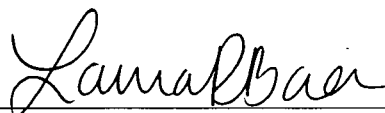
IN THE MATTER OF THE CARE AND
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PETITIONER

APPELLATE CASE NO. 2017-001362

CERTIFICATE OF SERVICE


The undersigned attorney hereby certifies that a true copy of the petition for extension to file brief of petitioner in the above referenced case has been served upon Deborah R.J. Shupe, Esquire, at Rembert Dennis Building, Room 519, 1000 Assembly Street, Columbia, South Carolina 29201, and upon the South Carolina Court of Appeals, this 5th day of March, 2018.



Laura Ruth Baer
Appellate Defender

ATTORNEY FOR PETITIONER.

SUBSCRIBED AND SWORN TO before me
this 5th day of March, 2018.



Notary Public for South Carolina
My Commission Expires: May 2, 2027.