

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

ORIGINAL

RECEIVED

JUL 20 2018

S.C. SUPREME COURT

Certiorari to Lexington County

DeAndre Benjamin, Circuit Court Judge

NATHANIEL MCMILLIAN,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2018-000204

**PETITION FOR EXTENSION TO FILE
PETITION FOR WRIT OF CERTIORARI
AND APPENDIX**

The undersigned counsel would respectfully request a **final thirty-day extension, until August 20, 2018**, in which to file the petition for writ of certiorari and appendix in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

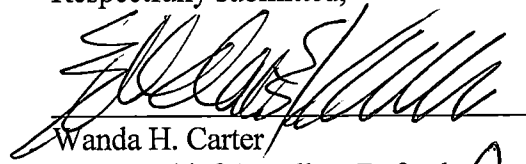
1. The petition for writ of certiorari and appendix in this case are due to be served and filed today, having been extended by two prior orders of this Court.
2. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Jason Boston v. State in this Court on July 11, 2018. Counsel filed the brief of petitioner in the case of Frederick R. Chappell v. State in the Court of Appeals

on June 28, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kendeal Jones v. State in this Court on June 25, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Preston Morse v. State in this Court on June 25, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Javan Mays v. State in this Court on June 21, 2018. Counsel argued in the case of State v. Joe Ross Worley in the South Carolina Court of Appeals on June 20, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Sherman Myers v. State in this Court on May 29, 2018. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Cleveland McNeal v. State in this Court on May 23, 2018. Counsel filed the Anders brief of appellant and designation of matter along with the Record on Appeal in the case of State v. James Lee Barno in the Court of Appeals on May 18, 2018. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Brian Pringle in the Court of Appeals on May 18, 2018.

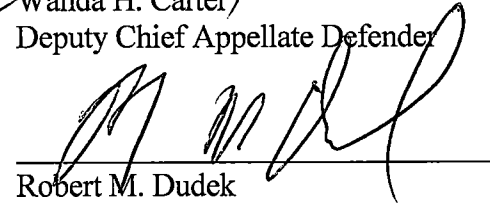
3. As indicated by her consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty-day extension, until August 20, 2018**, in which to file the petition for writ of certiorari and appendix in this case. Counsel requests that the time limits for filing the petition for writ of certiorari be held in abeyance pending a ruling on this motion.

Respectfully submitted,



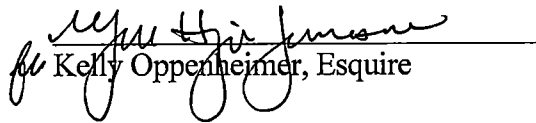
Wanda H. Carter
Deputy Chief Appellate Defender



Robert M. Dudek
Chief Appellate Defender

July 20, 2018

I DO NOT OPPOSE:



Kelly Oppenheimer, Esquire