

# The Supreme Court of South Carolina

Arthur Singleton, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2020-000861

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## ORDER

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In this post-conviction relief (PCR) matter, counsel for petitioner has filed a petition for a writ of certiorari pursuant to *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 201 (1988), in which counsel certifies she has briefed an arguable issue of merit and seeks to be relieved as counsel. By letter dated December 8, 2020, the Clerk of this Court advised petitioner that he may submit a *pro se* response to the petition filed by counsel and raise and argue any issues petitioner believes the Court should consider in this appeal.

Petitioner requests counsel be appointed to assist him in filing a response. He also seeks a fourth extension of time to serve and file a response.

Petitioner is not entitled to the appointment of new counsel in this matter to assist him in filing a *pro se* response. See *Johnson v. State*, 294 S.C. at 310, 364 S.E.2d at 201 (approving the withdrawal of counsel in PCR appeals where counsel alleges the appeal is without merit, provided the procedures outlined in *Anders*<sup>1</sup> are followed, which requires the briefing of one issue of arguable merit, the opportunity for petitioner to submit a *pro se* response, and an examination of the full proceedings by the Court). Therefore, the request is denied.

The time to serve and file any *pro se* response is extended until June 23, 2021. Pursuant to the order of the Supreme Court of South Carolina dated March 18,

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<sup>1</sup> *Anders v. State of Cal.*, 386 U.S. 738, 744, 87 S. Ct. 1396, 1400, 18 L. Ed. 2d 493 (1967)

2009 ([www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2009-03-18-01](http://www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2009-03-18-01) ), any further extension request must show the existence of extraordinary circumstances, state what actions are being taken to ensure that no further extension will be required.

  
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FOR THE COURT C.J.

Columbia, South Carolina  
May 18, 2021

cc:  
Brianna Lynn Schill, Esquire  
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Arthur L. Singleton, 300109