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May 24 2021

S.C. SUPREME COURT

ALAN WILSON
ATTORNEY GENERAL

May 24, 2021

The Honorable Daniel E. Shearouse
Clerk of Court, South Carolina Supreme Court
Post Office Box 11330
Columbia, South Carolina 29211

RE: David Keith McElveen, #321043 v. State of South Carolina
Appellate Case No. 2020-000104

Dear Mr. Shearouse:

Respondent's return to the petition for writ of certiorari in the above-referenced post-conviction relief appeal is due to be served and filed on today's date. However, I respectfully request a third thirty-day extension to serve and file this return. This extension request is not intended for the purpose of delay, but rather, is necessitated by my heavy workload. Opposing counsel has consented to this request via email, which is attached to this letter.

Please do not hesitate to contact me if there are any questions or concerns.

Sincerely,

Lindsey A. McCallister
Assistant Deputy Attorney General
SC Bar No. 79054

Megan Harrigan Jameson
Senior Assistant Deputy Attorney General

In compliance with: *In Re: Extensions in Criminal and Post-Conviction Relief Cases*, (S.C. Sup. Ct. Order dated March 18, 2009) (Davis Adv. Sh. No. 13 at 1).

cc: Dayne C. Phillips, Esquire (by email only)

From: Dayne Phillips <dayne@pricebenowitz.com>
Sent: Monday, May 24, 2021 2:44 PM
To: Lindsey McCallister <LMcCallister@scag.gov>
Cc: Courtney Powers <courtney@pricebenowitz.com>
Subject: Re: David McElveen appeal

Hey, Lindsey! I consent. Glad to help.

Best,

Dayne Phillips
Attorney at Law

Criminal Defense | Appeals |
Professional License Defense

1614 Taylor Street, Suite D,
Columbia, SC 29201
Cell: 803.807.0234
Paralegal: 803-216-5561
Office: 803.272.4503

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S.C. SUPREME COURT

Fax: 803.380.8035

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DISCLAIMER: Any result the lawyer or law firm may achieve on behalf of one client in a matter does not necessarily indicate similar results can be obtained for other clients.

On Mon, May 24, 2021, 2:39 PM Dayne Phillips <dayne@pricebenowitz.com> wrote:

Dayne Phillips
Attorney at Law

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Dayne Phillips
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On Mon, May 24, 2021, 2:36 PM Lindsey McCallister <LMcCallister@scag.gov> wrote:

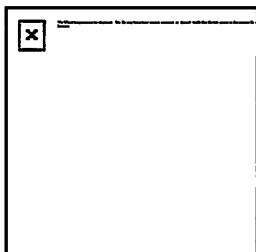
Hi Dayne,

This is due today, but I need to request a third extension. Can I say that you consent?

Lindsey

Lindsey A. McCallister

Assistant Deputy Attorney General



S.C. Attorney General's Office

Rembert C. Dennis Building

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lmccallister@scag.gov