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Aug 26 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Certiorari to Spartanburg County

Honorable Robin C. Stilwell, Circuit Court Judge

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JOHN WILLIE MACK, SR.

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2022-000296

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MOTION FOR AN EXTENSION TO SERVE AND FILE  
THE PETITION FOR WRIT OF CERTIORARI  
AND APPENDIX

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Counsel for John Willie Mack respectfully requests a **final thirty (30) day extension, from August 26, 2022 until September 26, 2022**, in which to serve and file the Petition for Writ of Certiorari and Appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. In support of this request, counsel shows:

1. The Petition for Writ of Certiorari and Appendix are due to be served and filed with the Court today.
2. Counsel for John Willie Mack respectfully submits that extraordinary

circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Odom Bryant v. The State with the Supreme Court on August 22, 2022. Counsel filed the Petition for Rehearing in the case of Justin Ryan Cone v. The State with this Court on August 16, 2022. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Ronnie M. Drake v. The State with the Supreme Court on August 3, 2022. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Reginald A. Dudley v. The State with the Supreme Court on July 18, 2022.

4. Counsel makes this request in good faith and not for purpose of delay.

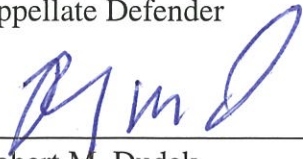
5. On July 27, 2022, opposing counsel, the Office of the Attorney General, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through August 31, 2022.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension from August 26, 2022 until September 16, 2022**, in which to serve and file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

[ signature page to follow ]

Respectfully submitted,

s/ Jessica M. Saxon  
Jessica M. Saxon  
Appellate Defender



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Robert M. Dudek  
Chief Appellate Defender

This 26th day of August, 2022.

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CERTIFICATE OF SERVICE

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Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the motion for extension in the above-referenced case has been served upon Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 26th day of August, 2022.

s/ Jessica M. Saxon

Jessica M. Saxon  
Appellate Defender

ATTORNEY FOR PETITIONER

**From:** [Warren, Kaylynn](#)  
**To:** [SC - BROWN MELODY](#)  
**Cc:** [Angela Brown](#); [Saxon, Jessica](#)  
**Subject:** 2022-000296 John Willie Mack, Sr. v. The State (DNA)  
**Date:** Friday, August 26, 2022 8:49:00 AM  
**Attachments:** [2022-000296 John Willie Mack, Sr. v. The State Third Motion for Extension and COS.pdf](#)

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Good Morning,

Please find attached for service in the above-referenced case the Third Motion for Extension and accompanying Certificate of Service which will be filed today, August 26, 2022, with the Court of Appeals via OneDrive. As this case does not appear on C-Track, please reply to confirm receipt.

Respectfully,

Kaylynn

**Kaylynn Warren**

Administrative Assistant

South Carolina Commission on Indigent Defense

Division of Appellate Defense

(803) 734-1330