

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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Feb 20 2024

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
The Honorable D. Craig Brown, PCR Judge
The Honorable G. Thomas Cooper, Jr., Circuit Judge

S.C. SUPREME COURT

Appellate Case No. 2023-00085

Johnnie W. Gaskins, SCDC #313590,

Petitioner,

v.

State Of South Carolina,

Respondent.

**MOTION FOR A FOURTH EXTENSION OF TIME TO SERVE AND FILE THE
RETURN TO PETITION FOR A WRIT OF CERTIORARI**

Counsel for Respondent respectfully moves for a **fourth** and **final** extension of thirty (30) days in which to serve and file the Petition for Writ of Certiorari and Appendix in this case. This is a fourth request for an extension. In support of this request, counsel shows:¹:

1. The Return to Petition for a Writ of Certiorari is due to be served and filed with the Court today, February 20, 2024.
2. Counsel for Respondent respectfully submits that extraordinary circumstances exist that warrant the granting of an additional time extension. Given the number of extensions

¹ 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).

previously granted and the order in which counsel attempts to manage his heavy caseload, Counsel hopes that no further extension requests will be required.

3. Counsel had a term of court on December 18 – 22, 2023, in the Twelfth Judicial Circuit, in which Counsel is preparing orders.
4. Counsel has a term of court on January 8 – 12, 2024, in the Fifth Judicial Circuit, in which Counsel is preparing orders.
5. Counsel has a term of court on January 22 – 26, 2024, in the Twelfth Judicial Circuit, in which Counsel is preparing orders.
6. Counsel is in a term of court on February 20 – 23, 2024, in the Sixth Judicial Circuit.
7. In the last month, Counsel has had multiple PCR filings due with the lower courts in the Fourth, Fifth, Sixth, Seventh, and Twelfth Judicial Circuits.
8. This extension request is made in good faith and not intended for delay, but rather due to counsel's heavy workload and to ensure the return is properly researched and prepared.
9. Opposing counsel has graciously consented to this request via email.


WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension, in which to serve and file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances.

[SIGNATURE PAGE FOLLOWS]

Respectfully submitted,


ALAN WILSON
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ATTORNEYS FOR RESPONDENT

I have reviewed and approved this extension request.

By: 
Donald J. Zelenka
Deputy Attorney General

February 20, 2024