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Mar 18 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County

Benjamin Culbertson, Circuit Court Judge

STATE OF SOUTH CAROLINA,

PETITIONER,

V.

NASIREA GRATE,

RESPONDENT

Appellate Case No. 2024-001460

PETITION TO FILE SECOND EXTENSION REQUEST OUT OF TIME

Pursuant to Rule 240, SCACR, counsel for Nasirea Grate respectfully petitions for this Court to grant a second extension of time request to file the Initial Brief of Appellant in the above titled appeal out of time. In support of this request, counsel would present the following information.

(1) The initial brief of appellant in this case was due to be filed on March 17, 2025.

(2) Due to a clerical error, the filing date was calendared for March 18, and the extension request was not timely filed. Therefore, counsel would request this Court accept the extension request out of time, today, March 18, 2025.

(3) Counsel makes this request in good faith and not for purposes of delay.

WHEREFORE, the undersigned counsel respectfully requests that this Court grant the petition requesting a first extension of time to file the Petition for Writ of Certiorari and Appendix in the above tilted appeal out of time.



Gary H. Johnson
Appellate Defender

ATTORNEY FOR APPELLANT

March 18, 2025

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STATE OF SOUTH CAROLINA

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Appeal from Horry County

Benjamin Culbertson, Circuit Court Judge

STATE OF SOUTH CAROLINA,

PETITIONER,

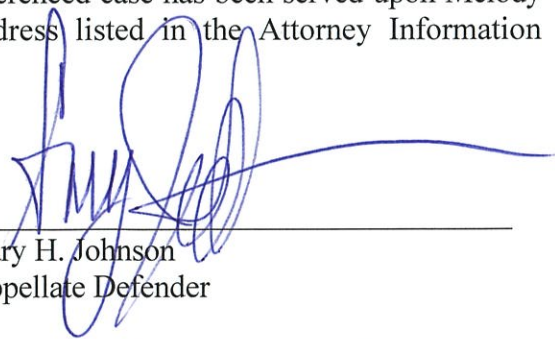
V.

NASIREA GRATE,

RESPONDENT

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Petition Requesting a First Extension of Time to File the Initial Brief of Appellant Out of Time 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 18th day of March, 2025.



Gary H. Johnson
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Leverett, Scott](#)
To: [SC - BROWN MELODY](#)
Cc: [SC - BROWN ANGELA](#); [Johnson, Gary](#)
Subject: 2024-001460 - State v. Nasirea Grate - Extension 2 out of time
Date: Tuesday, March 18, 2025 10:16:00 AM
Attachments: 2024-001460 - State v. Nasirea Grate - Extension 2 out of time.pdf
2024-001460 - State v. Nasirea Grate -petition to file Extension 2 out of time.pdf

Dear Ms. Brown,

Attached please find a second extension in the above referenced case, as well as a motion to file the extension out of time, that is being served today with the Court of Appeals.

-Scott Leverett
Admin. Asst. for Gary Johnson
Appellate Defense



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

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Mar 18 2025

SC Court of Appeals

March 18, 2025

The Honorable Jenny Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: The State v. Nasirea Grate
Appellate Case No. 2024-001460

Dear Ms. Kitchings:

The initial brief of appellant and designation of matter in the above-referenced case are due to be served and filed today. Because of my present workload, I respectfully request a thirty (30) day extension of this deadline. One prior extension has been requested in this case.

On March 3, 2025, opposing counsel, the Attorney General's office, 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 March 31, 2025.

Thank you for your cooperation and assistance in this matter.

Sincerely,

Gary H. Johnson
Appellate Defender

GHJ/sl

cc: Melody J. Brown, Esquire