

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Calhoun County

Honorable Paul M. Burch, Circuit Court Judge

CHARLES WINSTON, JR.,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2024-001487

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

Counsel for Charles Winston, Jr. respectfully requests a **final thirty (30) day extension, from April 9, 2025, until May 9, 2025**, 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 Charles Winston, Jr. respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

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

3. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Timothy P. Spencer with the Court of Appeals on April 4, 2025. Counsel filed the Brief and Record on Appeal in the case of In the Matter of the Care and Treatment of Benjamin Heyward with the Court of Appeals on April 3, 2025. Counsel filed the Brief of Respondent in the case of The State v. Joey Corvell Reid with the Supreme Court on March 21, 2025. Counsel filed the Petition for Writ of Certiorari and accompanying Appendix in the case of Samuel Jolly v. The State with the Supreme Court on March 20, 2025. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and accompanying Appendix in the case of In the Matter of Wiley L. Chapman with the Supreme Court on March 10, 2025. Counsel filed the Brief and Record on Appeal in the case of The State v. Nicholas John Caputo with the Court of Appeals on March 5, 2025. Counsel filed the Brief and Record on Appeal in the case of The State v. Alvaro Seleste McBride with the Court of Appeals on February 28, 2025. Counsel filed the Motion for a New Trial in the case of The State v. James Owens with the Court of Appeals on February 25, 2025. Counsel filed the Initial Brief of Respondent in the case of The State v. Richard Leroy Anderson with the Court of Appeals on February 12, 2025. Counsel attended in person the reconstruction hearing for James Owens held in Sumter on February 10, 2025. Counsel filed the Petition for Writ of Certiorari and accompanying Appendix in the case of Joshua Warren Hopkins v. The State with the Supreme Court on February 3, 2025.

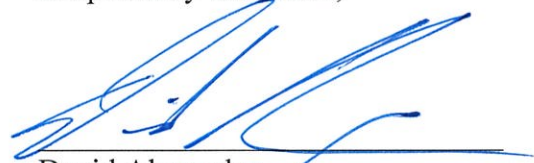
4. Counsel makes this request in good faith and not for purpose of delay.

5. On March 31, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy

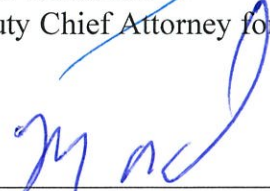
Attorney General Donald J. Zelenka for all Appellate Defense extensions through April 30, 2025.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension from April 9, 2025, until May 9, 2025**, 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.

Respectfully submitted,



David Alexander
Deputy Chief Attorney for Capital Appeals



Robert M. Dudek
Chief Appellate Defender

This 9th day of April, 2025.