

RECEIVED

May 21 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Certiorari to Richland County

Honorable Daniel McLeod Coble, Circuit Court Judge

KEYLAN J. DURHAM,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2023-001507

MOTION FOR AN EXTENSION OF TIME
TO FILE THE BRIEF OF PETITIONER

Counsel for Keylan J. Durham respectfully requests an extension of thirty (30) days from May 21, 2025 until June 20, 2025 in which to serve and file the Brief of Petitioner in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The Brief of Petitioner is due to be served and filed with the Court today.
2. Counsel for Keylan J. Durham 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.

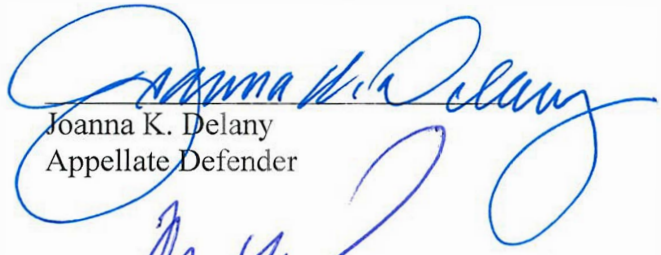
3. Counsel filed the *Johnson* Petition for Writ of Certiorari and Appendix in the case of Justin A. Armstrong v. State with the Supreme Court on May 21, 2025. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Michael J. Dennis v. State with the Supreme Court on May 20, 2025. Counsel filed the *Anders* Brief of Appellant and Designation of Matter in the case of The State v. Robby W. Tracy with the Court of Appeals on May 15, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Christopher A. Cravets with the Court of Appeals on May 5, 2025. Counsel appeared for Oral Argument in the case of The State v. Ray Kelly before the Court of Appeals on April 16, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Dwight A. Powell, Jr. with the Court of Appeals on April 9, 2025. Counsel appeared for Oral Argument in the case of The State v. Marcus A. Wigfall before the Court of Appeals on April 8, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Marquise D. Franklin with the Court of Appeals on March 27, 2025.

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

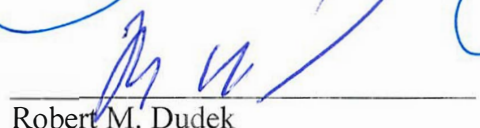
5. On April 30, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through May 31, 2025.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from May 21, 2025 until June 20, 2025 in which to serve and file the Brief of Petitioner in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the Brief of Petitioner be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Joanna K. Delany
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 21st day of May, 2025.

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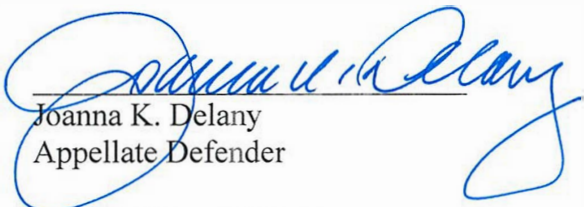
STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2023-001507

CERTIFICATE OF SERVICE

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 D. Russell Barlow, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 21st day of May, 2025.



Joanna K. Delany
Appellate Defender

ATTORNEY FOR PETITIONER

From: [Mcinnis, Sara](#)
To: [Russ Barlow](#)
Cc: [Summer Etheredge](#); [Delany, Joanna](#)
Subject: 2023-001507 Keylan J. Durham v. State Brief of Petitioner Extension 2
Date: Wednesday, May 21, 2025 1:02:00 PM
Attachments: 2023-001507 Keylan J. Durham v. State BOP Extension 2.pdf

Good Afternoon Mr. Barlow,

Attached for service in the above-referenced case is the second motion for an extension of time to serve and file the brief of petitioner, which will be filed with the Court of Appeals today, May 21, 2025, via email filing.

Respectfully,

Sara McInnis
Administrative Assistant
South Carolina Commission on Indigent Defense
Appellate Division
(803) 734-1330