

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

Jul 02 2025

S.C. SUPREME COURT

Certiorari to Jasper County

Honorable J. Derham Cole, Circuit Court Judge

JONATHAN NIEVES,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2025-000057

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

Counsel for Jonathan Nieves respectfully requests an extension of thirty (30) days 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 second 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 Jonathan Nieves 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 his caseload, counsel hopes that no further extension requests will be required.

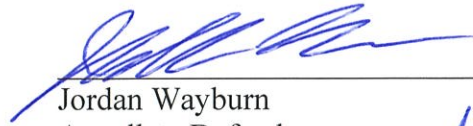
3. Counsel filed the reply to return to petition for writ of certiorari in the case of Edward Bonilla v. The State with the Supreme Court on June 18, 2025. Counsel filed the petition for rehearing in the case of The State v. Zachir McCall with the Court of Appeals on June 12, 2025. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Myron Cannon v. The State with the Supreme Court on June 6, 2025. Counsel filed the initial reply brief of appellant in the case of The State v. Thomas Eric McDowell with the Court of Appeals on May 27, 2025. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Matthew Moon with the Court of Appeals on May 23, 2025. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Craig Lamar Edwards with the Court of Appeals on May 19, 2025. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Abin Lee Lowman v. The State with the Supreme Court on May 12, 2025. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Cleveland Maxwell with the Court of Appeals on April 30, 2025. Counsel had an oral argument in the case of The State v. Zachir Devaugnte Shyiim McCall before the Court of Appeals on April 9, 2025.

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

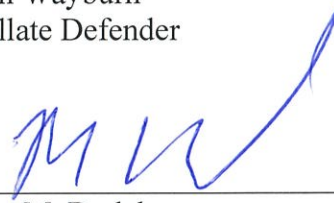
5. Counsel for the Attorney General's office has been informed of this request.

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. Counsel requests that time limits for serving and filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Jordan Wayburn
Appellate Defender



Robert M. Dudek
Chief Appellate Defender

This 2nd day of July, 2025.

