

RECEIVED
Jul 09 2025
SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Beaufort County

Carmen T. Mullen, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

BRIAN DAVID WALLS,

APPELLANT.

APPELLATE CASE NO. 2024-001452

MOTION FOR AN EXTENSION OF TIME TO
SERVE AND FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for appellant respectfully requests a thirty (30) day extension, in which to serve and file the Initial Brief of Appellant and Designation of Matter 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 Initial Brief of Appellant and Designation of Matter in this case are due to be served and filed today.
2. Counsel filed the Reply Brief of Appellant in the case of The State v. Samantha F. Rabon with the Court of Appeals on July 7, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. David E. Baynard with the Court of Appeals on

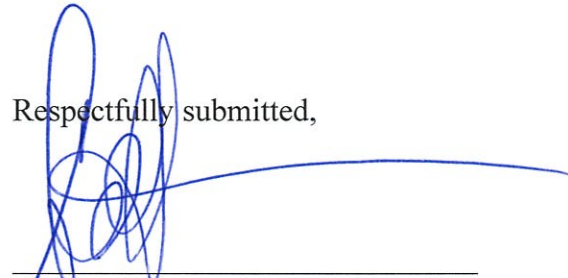
June 30, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Tyrase A. Collins with the Court of Appeals on June 26, 2025. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Jamar Huggins v. The State with the Supreme Court on June 9, 2025. Counsel filed the Brief of Petitioner in the case of Marc Anthony Palmer v. The State with the Court of Appeals on May 15, 2025. Counsel appeared for Oral Argument in the case of The State v. Driscoll Riggins before the Court of Appeals on May 13, 2025. Counsel filed the Anders Brief of Appellant and Record on Appeal in the case of The State v. James Heyward with the Court of Appeals on May 9, 2025. Counsel filed the Johnson Petition for Writ of Certiorari and Appendix in the case of Cyntonio T. Howard v. The State with the Supreme Court on May 7, 2025. Counsel appeared for Oral Argument in the case of The State v. Justin Hopkins before the Court of Appeals on May 6, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Emeric Hamilton with the Court of Appeals on April 30, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Nasirea Grate with the Court of Appeals on April 16, 2025. Counsel appeared for Oral Argument in the case of The State v. Quayshawn Clark before the Court of Appeals on April 10, 2025.

3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

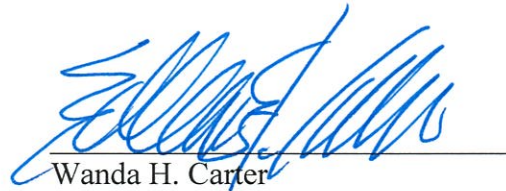
4. On June 27, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through July 31, 2025.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension. Counsel respectfully requests that the time limits for serving and filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Gary H. Johnson
Appellate Defender



Wanda H. Carter
Interim Chief Appellate Defender

This 9th day of July, 2025.

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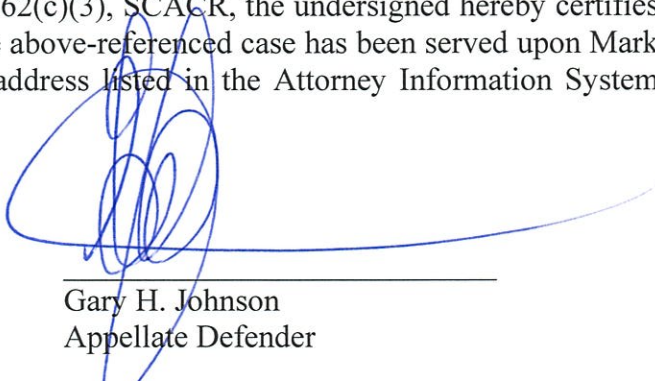
BRIAN DAVID WALLS,

APPELLANT.

APPELLATE CASE NO. 2024-001452

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 Mark R. Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 9th day of July, 2025.



Gary H. Johnson
Appellate Defender

ATTORNEY FOR APPELLANT

Leverett, Scott

From: Leverett, Scott
Sent: Wednesday, July 9, 2025 3:04 PM
To: Mark Farthing
Cc: Caroline Collins; Johnson, Gary; Bast, Daniel
Subject: 2024-001452 - State v. Brian D. Walls - Extension 3
Attachments: 2024-001452 - State v. Brian D. Walls - Extension 3.pdf

Dear Mr. Farthing,

Attached please find a copy of the third extension in the above referenced case that is being filed today with the Court of Appeals.

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