

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Pickens County

Honorable Daniel D. Hall, Circuit Court Judge

DOUGLAS KELLY PHILLIPS,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2025-000955

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

Counsel for Douglas Kelly Phillips respectfully requests an extension of thirty (30) days from September 2, 2025, until October 2, 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 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 Douglas Kelly Phillips 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 Petition for Writ of Certiorari and Appendix in the case of Bryan Jeffrey Ellis v. The State with the Supreme Court on August 28, 2025. Counsel filed the Motion to Reconsider in the case of Trenton M. Barnes v. The State with the Richland County Court on August 21, 2025. Counsel filed the Final Brief of Appellant and the Final Reply Brief of Appellant in the case of The State v. Samantha Ford Rabon with the Court of Appeals on August 20, 2025. Counsel filed the Petition to Submit Amended Record on Appeal and the Proposed Amended Record on Appeal in the case of The State v. Samantha Ford Rabon with the Court of Appeals on August 19, 2025. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Shellie Lavette Davis with the Court of Appeals on August 15, 2025. Counsel filed the Initial Brief of Appellant in the case of The State v. Brain David Walls with the Court of Appeals on August 11, 2025. Counsel filed the Anders Brief of Appellant and Record on Appeal in the case of The State v. Justin Ray Speagle with the Court of Appeals on August 6, 2025. Counsel filed the Initial Reply Brief of Appellant in the case of The State v. Nazareth N. Sanchez-Peralta with the Court of Appeals on August 6, 2025. Counsel filed the Final Brief of Appellant in the case of The State v. Dimitri Tarion Dickens with the Court of Appeals on August 5, 2025. Counsel filed the Petition to Submit Amended Record on Appeal and the Proposed Amended Record on Appeal in the case of The State v. Dimitri Tarion Dickens with the Court of Appeals on August 4, 2025.

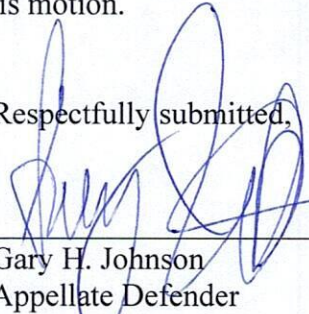
4. Counsel makes this request in good faith and not for purpose of delay.

5. On August 29, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy

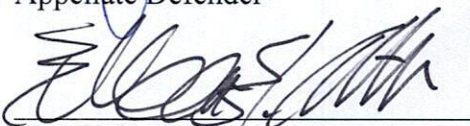
Attorney General Donald J. Zelenka for all Appellate Defense extensions through September 30, 2025.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from September 2, 2025, until October 2, 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 serving and filing the Petition for Writ of Certiorari and Appendix 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 2nd day of September 2025.