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Nov 03 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from York County

Honorable Debra R. McCaslin, Circuit Court Judge

THE STATE,

APPELLANT,

V.

JOSHUA KENNETH BROOKINS,

RESPONDENT

APPELLATE CASE NO. 2024-001212

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

Counsel for Joshua Kenneth Brookins respectfully requests a thirty (30) day extension in which to serve and file the Initial Brief of Respondent 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 Respondent and Designation of Matter in this case are due to be served and filed today.

2. On October 16, 2025, counsel had an oral argument in The State v. Jejauncey Harrington before the Court of Appeals. From October 6-8, 2025, counsel attended the Annual Public Defender Conference in Myrtle Beach. On September 30, 2025, counsel filed the petition

for writ of certiorari and accompanying appendix in Lorenzo Young v. The State with the Supreme Court. On September 24, 2025, counsel had an oral argument in The State v. Kierin Dennis before the Supreme Court. On September 5, 2025, counsel filed the brief of appellant and designation of matter in In Re The Care and Treatment of George Pierson with the Court of Appeals. On August 29, 2025, counsel filed the brief of appellant and designation of matter in The State v. Kahmil Cooper with the Court of Appeals. On August 28, 2025, counsel filed the initial brief of appellant and designation of matter in The State v. James Boatwright with the Court of Appeals.

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.

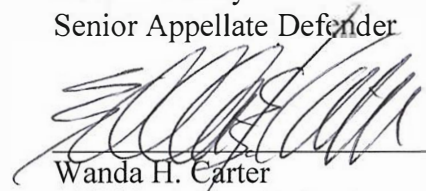
4. On October 31, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through November 30, 2025.

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

Respectfully submitted,



Lara M. Caudy
Senior Appellate Defender



Wanda H. Carter
Chief Appellate Defender

This 3rd day of November, 2025.

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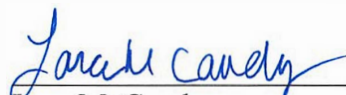
JOSHUA KENNETH BROOKINS,

RESPONDENT

APPELLATE CASE NO. 2024-001212

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 Brian H. Gibbs, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 3rd day of November, 2025.



Lara M. Caudy
Senior Appellate Defender

ATTORNEY FOR RESPONDENT

From: [Mcinnis, Sara](#)
To: [Brian Gibbs](#)
Cc: [Grace Sommer](#); [Caudy, Lara](#)
Subject: 2024-001212 The State v. Joshua K. Brookins Extension 3
Date: Monday, November 3, 2025 3:26:00 PM
Attachments: 2024-001212 The State v. Joshua K. Brookins Extension 3.pdf

Good Afternoon Mr. Gibbs,

Attached for service in the above-referenced case is the third motion for an extension of time to serve and file the initial brief of respondent and designation of matter. This motion will be filed with the Court of Appeals today, November 3, 2025, via email filing.

Thank you!

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