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Nov 20 2025

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

S.C. SUPREME COURT

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STEVEN VERNON BIXBY,  
*Petitioner*

v.

STATE OF SOUTH CAROLINA,  
*Respondent*

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Appellate Case No. 2025-002075

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**MOTION TO FILE OUT OF TIME AND MOTION FOR EXTENSION**

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Counsel respectfully asks this Court to grant leave to file this motion out of time and moves for an extension of time to file the petition for a writ of certiorari and appendix in this matter.

Counsel sent the Court a letter on October 17, 2025, informing the Court the parties were already in possession of the transcript. Counsel recognizes that Rule 243 of the South Carolina Rules of Appellate Practice sets out a 30-day time period for filing of the petition and appendix from the time of that letter. However, due to a calendaring oversight counsel did not correctly note the deadline in his office and caused Petitioner to miss the deadline.

With the upcoming holiday, counsel respectfully requests the Court extend the time for this filing to Monday, December 1, 2025. Because of the short delay requested and the high stakes in this matter, counsel believes this is a necessary and reasonable request and asks the Court to allow this motion out of time and grant an extension for filing of the petition and appendix until December 1, 2025.

Counsel has consulted with opposing counsel of the South Carolina Attorney General's Office and they have no objection to this motion.

/s/ Joshua Snow Kendrick  
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