

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Pickens County

Alex Kinlaw, Circuit Court Judge

RECEIVED

Nov 24 2025

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

BRITTANY NICOLE RUTLAND,

APPELLANT

APPELLATE CASE NO. 2024-002204

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

Counsel for Brittany Rutland respectfully requests a **fourth and final thirty (30) day extension from November 24, 2025 until December 29, 2025**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth 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 with the Court today.

2. Counsel for Brittany Rutland 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 her caseload, counsel hopes that no further extension requests will be required.

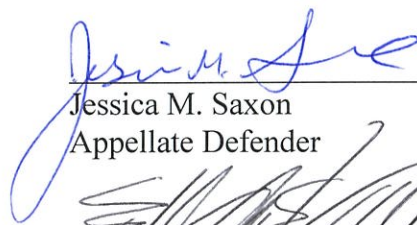
3. Counsel filed the Petition for Rehearing in the case of The State v. Rodney David Riggins with this Court on November 20, 2025. Counsel filed the Reply to Return to Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Terry S. Tyler with the Supreme Court on November 18, 2025. Counsel appeared for Oral Argument in the case of Maurice Anthony Odom v. The State before this Court on November 6, 2025. Counsel filed the Petition for Writ of Certiorari, the Petition for Writ of Certiorari Pursuant to *Austin v. State*, and the Appendix in the case of Jamaques Salley v. The State with the Supreme Court on November 3, 2025. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Charles S. Anderson v. The State with the Supreme Court on November 3, 2025. Counsel filed the Petition for Rehearing in the case of The State v. William Lee Roseboro, Jr. with this Court on October 20, 2025. Counsel attended and presented at the mandatory Annual South Carolina Public Defender Conference in Myrtle Beach, South Carolina from October 6-8, 2025. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. Robert DeJesus with this Court on October 2, 2025.

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

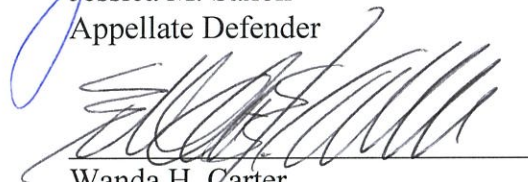
5. On October 31, 2025, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through November 30, 2025.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from November 24, 2025 until December 29, 2025**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

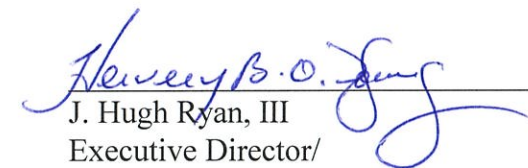
Respectfully submitted,



Jessica M. Saxon
Appellate Defender



Wanda H. Carter
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervery B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training Director

This 24th day of November, 2025.

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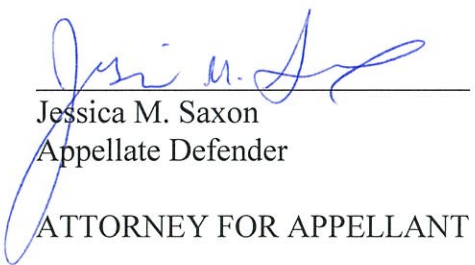
BRITTANY NICOLE RUTLAND,

APPELLANT

APPELLATE CASE NO. 2024-002204

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 Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 24th day of November, 2025.



Jessica M. Saxon
Appellate Defender

ATTORNEY FOR APPELLANT

Warren, Kaylynn

From: Warren, Kaylynn
Sent: Monday, November 24, 2025 8:41 AM
To: Mark Farthing
Cc: Saxon, Jessica; Caroline Collins
Subject: 2024-002204 The State v. Brittany Nicole Rutland
Attachments: 2024-002204 The State v. Brittany Nicole Rutland Fourth Motion for Extension.pdf

Good Morning,

Attached for service in the above-referenced case is the Fourth Motion for Extension which will be filed today, November 24, 2025, with the Court of Appeals via email filing.

Respectfully,

Kaylynn

Kaylynn Warren

Administrative Assistant

South Carolina Commission on Indigent Defense

Division of Appellate Defense

(803) 734-1330

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SC Court of Appeals