

**RECEIVED**

**Nov 24 2025**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Greenville County  
Honorable Patrick C. Fant, III, Circuit Court Judge  
Appellate Case No. 2024-001106

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THE STATE,

Respondent,

vs.

MARCUS CHRISTOPHER WHITE,

Appellant.

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**MOTION FOR FOURTH EXTENSION OF TIME WITHIN WHICH  
TO SERVE AND FILE INITIAL BRIEF OF RESPONDENT  
AND DESIGNATION OF MATTER**

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Respondent (“the State”), through its undersigned counsel, would respectfully show unto the Court as follows:

**I.**

The Initial Brief of Respondent and Designation of Matter are due to be served and filed on November 24, 2025.

**II.**

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the State moves for a **fourth** and **final** extension in the above-referenced criminal appeal and asks for an additional thirty days to complete the brief in this case. In the past few weeks, the undersigned counsel has participated in oral argument in the Court of Appeals for State v.

Juan Manuel Ramirez Sandoval; has submitted the Initial Brief of Respondent and Designation of Matter in the Court of Appeals in State v. Cory Howerton Fleming; has submitted a Return to Petition for Rehearing and Motion to Abate Ab Initio in State v. Stephen William Flood; has submitted a Return to Petition for Writ of Certiorari in the Supreme Court in State v. Harold Gene White, III and State v. Joshua R. Grizzard; has submitted a Brief of Respondent in the Court of Appeals in Anthony Briggs v. State; and has submitted a Final Brief of Respondent in the Supreme Court in State v. Richard Alexander Murdaugh. Along with that, the undersigned counsel has attended to other responsibilities—including supervisory and administrative ones—in the office and has organized and participated in a panel discussion for law students on behalf of the South Carolina Bar’s Trial and Appellate Advocacy Section.

### III.

The undersigned counsel submits this extension request is supported by extraordinary circumstances and is not intended for purposes of delay. The Brief in the above-referenced case involves an important issue related to the admission of expert testimony during the appellant’s trial for four counts of felony driving under the influence, including two counts of felony driving under the influence resulting in death. The undersigned counsel is currently working on the Brief in this case and intends to have it finished in a timely manner. However, the undersigned counsel has not yet been able to finish the Brief due to a heavy workload and other issues that have required the undersigned counsel’s attention. Accordingly, to ensure the Brief is properly researched and prepared, I would therefore request one final additional extension of time within which to serve and file the Brief.

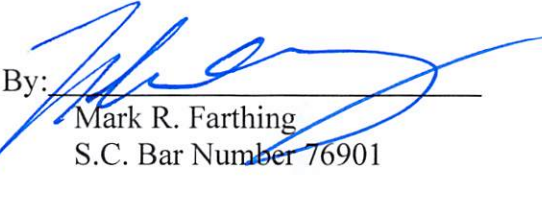
**WHEREFORE**, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty days from the date such relief is granted; hold the matter in abeyance pending a ruling on

Respondent's motion; and grant such other and further relief as the Court may deem just and proper.

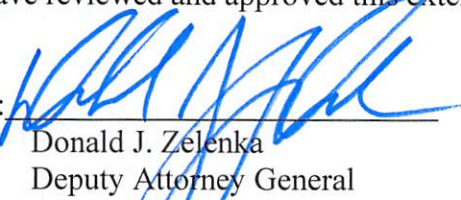
Respectfully submitted,

ALAN WILSON  
Attorney General

MARK R. FARTHING  
Senior Assistant Deputy Attorney General

By:   
Mark R. Farthing  
S.C. Bar Number 76901

I have reviewed and approved this extension request.

By:   
Donald J. Zelenka  
Deputy Attorney General

November 24, 2025

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THE STATE,

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Appellant.

**PROOF OF SERVICE**

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I, Caroline Collins, certify I have served the within Motion for the Fourth Extension of Time Within Which to Serve and File Initial Brief of Respondent and Designation of Matter on Appellant by sending an electronic copy via email to the address listed in AIS for the following individual:

Joanna Katherine Delany, Esquire  
S.C. Commission on Indigent Defense  
Post Office Box 11589  
Columbia, SC 29211

I further certify all parties required by Rule to be served have been served.  
This 24th day of November, 2025.



CAROLINE COLLINS  
Administrative Support Manager  
Office of the Attorney General