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S.C. SUPREME COURT

ALAN WILSON
ATTORNEY GENERAL

February 3, 2026

The Honorable Patricia A. Howard
Clerk of Court, South Carolina Supreme Court
Post Office Box 11330
Columbia, South Carolina 29211

Re: Gary Dubose Tery v. State of South Carolina
Appellate Case No: 2025-001760

Dear Ms. Howard:

The Return to Petition for Writ of Certiorari is due to be served and filed Wednesday, February 4, 2026. Undersigned counsel hereby requests a 30-day extension in which to serve and file its Return. Due to counsel's caseload, including addressing other capital matters—most intensively, preparing for participating in a weeklong capital PCR hearing last month (*Luzenski Cottrell, Jan. 12-16, 2026*)—counsel has been unable to complete the return.

I respectfully request this Court grant an extension until March 6, 2026 to serve and file the Return to Petition for Writ of Certiorari. Undersigned counsel has reached out to opposing counsel for consent; however, undersigned has not yet received a response.

Sincerely,

s/ Melody J. Brown

Melody J. Brown
Senior Assistant Deputy Attorney General

MJB/abb

cc: Allison Franz, Esquire (*via email only*)
Brianna Cruz, Esquire (*via email only*)