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Feb 04 2026
SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Certiorari to Chesterfield County

Honorable Michael S. Holt, Circuit Court Judge

GARY MOORE,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2024-000459

MOTION FOR AN EXTENSION OF TIME
TO FILE THE BRIEF OF PETITIONER

Counsel for Gary Moore respectfully requests an extension of thirty (30) days from February 4, 2026 until March 6, 2026 in which to serve and file the Brief of Petitioner in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The Brief of Petitioner is due to be served and filed with the Court today.
2. Counsel for Gary Moore 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.

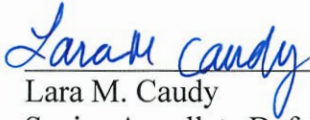
3. On January 16, 2026, counsel filed the petition for writ of certiorari and accompanying appendix in Joseph Campbell Williams v. The State with the Supreme Court. On January 7, 2026, counsel filed the petition for rehearing in The State v. Trevor Irvin with the Court of Appeals. On January 2, 2026, counsel filed the petition for writ of certiorari and accompanying appendix in Robert Goodwin v. The State with the Supreme Court. On December 16, 2025, counsel had an oral argument in In the Matter of Andy Hyman before the Supreme Court. On December 9, 2025, counsel had an oral argument in The State v. Che L. Ransom, Jr. before the Court of Appeals. On December 1, 2025, counsel filed the initial brief of appellant and designation of matter in The State v. Mark T. Frick with the Court of Appeals. On November 12, 2025, counsel had an oral argument in The State v. Juan Ramirez Sandoval before the Court of Appeals.

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

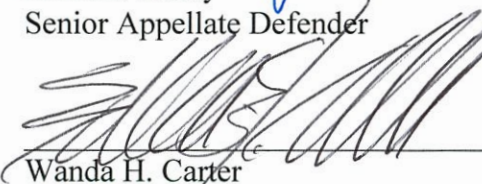
5. On February 3, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through March 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from February 4, 2026 until March 6, 2026 in which to serve and file the Brief of Petitioner in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the Brief of Petitioner 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 4th day of February, 2026.

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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 4th day of February, 2026.



Lara M. Caudy
Senior Appellate Defender

ATTORNEY FOR PETITIONER

From: [Mcinnis, Sara](#)
To: [Brian Gibbs](#)
Cc: [Grace Sommer](#); [Caudy, Lara](#)
Subject: 2024-000459 Gary Moore v. State Brief of Petitioner Extension 2
Date: Wednesday, February 4, 2026 11:58:00 AM
Attachments: 2024-000459 Gary Moore v. State BOP Extension 2.pdf

Good Morning Mr. Gibbs,

Attached for service in the above-referenced case is the second motion for an extension of time to serve and file the brief of petitioner, which will be filed with the Court of Appeals today, February 4, 2026, via email filing.

Thank you!

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

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