

**RECEIVED**  
**Feb 05 2026**  
SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Colleton County

Marvin H Dukes, III, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

DARRYL JEROME WASHINGTON,

APPELLANT

APPELLATE CASE NO. 2025-000433

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

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Counsel for Darryl Washington respectfully requests a **fourth and final thirty (30) day extension from February 5, 2026, until March 9, 2026**, 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 Darryl Washington 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 his caseload, counsel hopes that no further extension requests will be required.

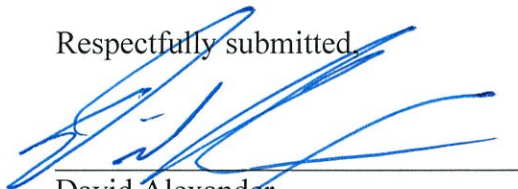
3. Counsel will file the Petition for Rehearing in the case of The State v. Phillip R. Lawson today with the Court of Appeals. Counsel will file the Petition for Rehearing in the case of The State v. William McKinney today with the Court of Appeals. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and accompanying Appendix in the case of The State v. Adam Don Lawless with the Supreme Court on January 30, 2026. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and accompanying Appendix in the case of The State v. Desmond Lamar Green with the Supreme Court on January 26, 2026. Counsel filed the Brief of Appellant and accompanying Record on Appeal in the case of The State v. Aubrey Dupree Tucker with the Court of Appeals on January 16, 2026. Counsel filed the Brief of Appellant and accompanying Record on Appeal in the case of The State v. Lisa Marie Hibberts with the Court of Appeals on January 16, 2026. Counsel filed the Petition for Writ of Certiorari and accompanying Appendix in the case of Michael J. Walton v. The State with the Supreme Court on January 8, 2026. Counsel filed the Petition for Writ of Certiorari and accompanying Appendix in the case of Valentino M. Hayward v. The State with the Supreme Court on January 5, 2026. Counsel filed the Petition for Writ of Certiorari and accompanying Appendix in the case of Jamie S. Gadson v. The State with the Supreme Court on December 17, 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.

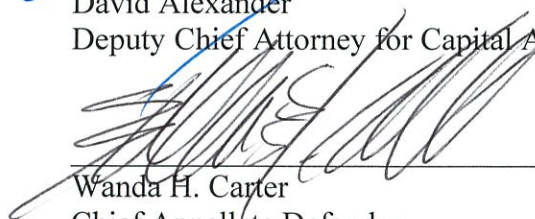
5. On February 3, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through March 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from February 5, 2026, until March 9, 2026**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

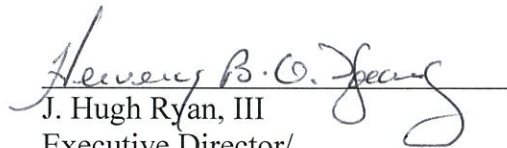
Respectfully submitted,



David Alexander  
Deputy Chief Attorney for Capital Appeals



Wanda H. Carter  
Chief Appellate Defender



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

This 5th day of February, 2026.

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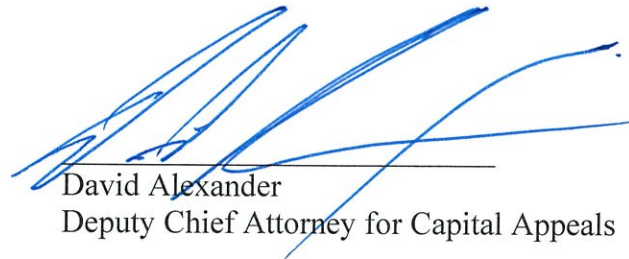
APPELLATE CASE NO. 2025-000433

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CERTIFICATE OF SERVICE

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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 5th day of February, 2026.



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David Alexander  
Deputy Chief Attorney for Capital Appeals

ATTORNEY FOR APPELLANT

**Bast, Daniel**

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**From:** Bast, Daniel  
**Sent:** Thursday, February 5, 2026 10:47 AM  
**To:** mfarthing@scag.gov  
**Cc:** Alexander, David; ccollins@scag.gov  
**Subject:** 2025-000433 - The State v. Darryl Jerome Washington  
**Attachments:** 2025-000433 - The State v. Darryl Jerome Washington - Fourth Extension Request.pdf

Good morning,

Attached is a copy of a fourth extension request in the above referenced case which will be filed today, February 5, 2026, with the Court of Appeals.

All the best,

Daniel Bast  
Administrative Assistant  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
(803) 734-1330

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